

political subdivision or defined district and to levy and collect taxes, to pay the interest on such bonds and to provide a sinking fund for the redemption thereof, and for the maintenance of said roads during the life of such bonds for the purpose of constructing, maintaining and operating macadamized graveled or paved roads and turnpikes, and providing ways and means of conducting and supervising said work, and to repeal Chapter 3 of the Special Acts of the Thirty-first Legislature and all other Special Road Laws for Lamar County, and declaring an emergency."

Have had the same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass with the attached amendments, which were adopted in the House, and that it be not printed.

Woods, Chairman; Williford, Caldwell, Carlock, Clark.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred House Bill No. 7, a local road law for Camp County having had the same under consideration, beg leave to report it back to the Senate with the recommendation that it do pass, and be not printed.

Woods, Chairman; Williford Caldwell, Carlock, Clark.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries, to whom was referred House Bill No. 31, a local road law for Smith County having had the same under consideration, beg leave to report it back to the Senate with the recommendation that it do pass, and that it be not printed.

Woods, Chairman; Williford Caldwell, Carlock.

Committee Room,

Austin, Texas, July 3, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Educational Affairs to whom was referred H. B. No. 54 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence to whom was referred

S. B. No. 42, A bill to be entitled "An Act to standardize the guage of the vehicles to be used on the public highways of this State, and to regulate the manufacture and sale thereof, and declaring an emergency,"

Have had said bill under consideration, and report the same back to the Senate, with the recommendation that it do pass.

Dean, Chairman; Carlock, Page, Williford, Suiter, Faust, Hopkins, Hall.

TWELFTH DAY.

Senate Chamber,
Austin, Texas, July 8, 1919.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Johnston.
Carlock.	McNealus.
Clark.	Page.
Cousins.	Parr.
Dayton.	Rector.
Dean.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Absent—Excused.

Bailey.

Witt.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Faust.

Petitions and Memorials.

See Appendix.

Standing Committee Reports.

See Appendix.

Bills and Resolutions.

By Senators Page, Bailey and Hall:

S. B. No. 107, A bill to be entitled "An Act creating the office of Game, Fish and Oyster Commissioner; providing for his appointment; prescribing his qualifications; defining his duties; authorizing the appointment of deputies; prescribing their qualifications; defining their powers and duties; and for the protection of fish, oysters, turtle, terrapin, shrimp, crabs, clams, mussels, lobsters and all other kinds and forms of marine life, in public fresh water, tidal and coast waters of the State and to protect the natural oyster beds and reefs, and to provide for the location of private beds; prescribing the terms, tax and conditions upon which fish, shrimp, crabs, clams, turtle, terrapin, mussels, lobsters and all other forms and kinds of marine life may be taken from the waters of this State; provided that this Act shall be construed to be a continuation of all former laws upon the subject; and providing that all suits now pending involving laws affected by this Act shall not abate but shall be prosecuted under such former laws and under this Act; fixing the penalties for violations of this Act; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Strickland, Cousins and Smith:

S. B. No. 108, A bill to be entitled

"An Act to change the name of the Insane Asylum at Rusk, Texas, known as the hospital for Negro Insane, to the East Texas Hospital for the Insane; providing for the immediate admission of both White and Negro Insane, and declaring an emergency."

Read first time and referred to Committee on Public Health.

By Senators Cousins, Page, Dean, Hertzberg:

S. B. No. 109, A bill to be entitled "An Act to provide for the creation of a Commission on Uniform State Laws; the appointment of Commissioners there to and the payment of the expenses of such Commissioners and contribution to, the support of the National Conference of Commissioners on Uniform State Laws."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Floyd:

S. B. No. 110, A bill to be entitled "An Act, increasing the salary of the Official Court Reporter for the Sixth Judicial District of Texas" to the sum of Eighteen Hundred (\$1,800.00) dollars; providing the manner of payment of such salary, and declaring an emergency."

Read first time and referred to Committee on Judicial District.

By Senator Floyd:

S. B. No. 111, A bill to be entitled "An Act, increasing the salary of the Official Court Reporter for the Seventy Sixth Judicial District of Texas to the sum of Eighteen Hundred (\$1,800.00) Dollars; providing the manner of payment of such salary; and declaring an emergency."

Read first time and referred to Committee on Judicial District.

By Senator Carlock:

S. B. No. 112, A bill to be entitled "An Act to amend Section 2 of Chapter 65 of the Acts of the Regular Session of the Thirty-sixth Legislature, being the Rural School Appropriation, by repealing sub-division No. 1 and substituting a new Section No. 2 and declaring an emergency."

Read first time and referred to Committee on Education.

By Senator Hall:

S. B. No. 113, A bill to be entitled "An Act to amend Chapter 68 of the

Thirty-second Legislature as amended by Chapter 154 of the Acts of the Thirty-third Legislature; to provide that sand, gravel and marl taken from beneath the waters of Galveston Bay and its tributaries for raising the grade in Galveston Island and for reconstruction and repair of Galveston Causeway, shall be exempt from the provisions of said Chapter 68 of the Acts of the Thirty-second Legislature; and ratifying and validating all permits heretofore issued by the Game, Fish and Oyster Commission for taking sand, gravel and marl from beneath the waters of Galveston Bay and its tributaries; and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator Gibson:

S. B. No. 114, A bill to be entitled "An Act to amend Sections 1 to 9 inclusive, Chapter 68 of the General Laws of the Thirty-second Legislature, passed at the Regular Session thereof, being an Act to provide for the protection of the fish and oysters within the tide water limits along the Gulf Coast of this State from the most interior point of tidewater seaward co-extensive with the jurisdiction of the State and the fish in such fresh water lakes as may be owned by the State and the fish in such fresh water lakes as may be owned by the State; and to provide for the sale and protection of all marl and sand of commercial value and all shells or mudshell that may be in or upon the bottoms of any lake, bay and shallow water and in or upon all islands, reefs and bars that may be within the limits herein defined; and the placing of said islands, lakes and bays, and the shells or mudshells, sands or bars that may be upon the said bottoms or in or upon the said islands, lakes, bays, reefs or bars, under the jurisdiction and control of the Game, Fish and Oyster Commissioner for the purpose of selling and protecting the shells, mudshells, marl and sand; and providing for the proceeds arising from the sale of said shells, or mudshell, marl and sand, shall be credited to the Fish and Oyster Fund and be expended in the execution of this Act and in establishing fish hatcheries on the coast or elsewhere, and in locating oyster beds, and reserving fresh water lakes from sale; and

providing penalties for the violation of this Act, and appropriating to certain funds the proceeds from sale and fines arising under this Act, and declaring an emergency."

And also to amend Chapter 7 of the General Laws of the Thirty-second Legislature, passed at the First Called Session thereof, being

"An Act to provide for the protection of the fish and oysters within tide water limits along the Gulf coast of this State from the most interior point of tidewater seaward, co-extensive with the jurisdiction of the State and the fish in such fresh water lakes inland as may be owned by the State, and to provide for the sale and protection of all marl and sand of commercial value and all shells or mudshells that may be in or upon the bottoms of any lake, bay, and shallow water, and in or upon all islands, reefs and bars that may be within the limits herein defined; and the placing of said islands, lakes and bays and the shells, or mudshells, sand and marl that may be in or upon the said bottoms or in or upon the said islands, lakes, bays, reefs, and bars under the jurisdiction of the same, Fish and Oyster Commissioner, for the purpose of selling and protecting the said shells, mudshell, marl and sand and providing that the proceeds arising from the sale of said shells, or mudshell, marl and sand shall be credited to the Fish and Oyster Fund, and may be expended in the execution of this act, and in establishing Fish hatcheries along the coast or elsewhere and in locating oyster beds, and reserving fresh water lakes from sale, and providing for the violation of this Act, and appropriating to certain funds the proceeds from sale and fines arising from this Act, and declaring an emergency," providing for reducing the minimum price which may be charged for shell, mudshell, marl and sand and declaring an emergency."

By adding thereto the management, control, sale and protection by the Game, Fish and Oyster Commissioner of all gravel, marl, sand, shell or mudshell that may be in or upon any island, lake, river, creek or bayou within the interior of this State as may not be embraced in any survey or private land; and providing for a refund to any County, Sub-division of a County, or City or

Town of all moneys which may be paid by them for the taking of marl, sand, gravel, shell or mudshell from the public waters of the State, and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senators Buchanan of Bell, Buchanan of Scurry, Parr, Dayton, Carlock, Hertzberg, Dudley, McNealus, Hall, Hopkins, Suitor:

S. B. No. 115, A bill to be entitled "An Act providing that any person who is the owner or keeper of any dog which is accustomed to run, worry or kill sheep or goats who shall permit such dog to run loose or at large after having information that such dog is so accustomed to run, worry or kill sheep or goats, shall be deemed guilty of a misdemeanor and punished by a fine of not more than One Hundred Dollars, or by imprisonment in the County Jail for not more than six months, or by both such fine and imprisonment, and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senators Strickland and Buchanan of Scurry:

S. B. No. 116, A bill to be entitled "An Act to prohibit the hauling or transportation of nitroglycerin over, across or upon any street, alley or highway of any city, town or village or within one-fourth mile within any city, town or village of this State; prescribing a penalty for any violation hereof and conditions under which same shall be transported; and declaring an emergency."

Read first time and referred to Committee on Criminal Jurisprudence.

By Senator McNealus:

S. B. No. 117, A bill to be entitled "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature as amended by Section 1 of Chapter 113 of the General Laws of the Regular Session of the Thirty-sixth Legislature, which relates to license fee charged against owners of motor vehicles; expressly repealing Sections 2 and 3 of said Chapter 113, and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Clark:

S. B. No. 118, A bill to be entitled "An Act to regulate and control the sale, distribution, handling, use and administration of anthrax vaccines and virusm, veterinary tuberculin and hog cholera virus, fixing a penalty for violation hereof and declaring an emergency."

Read first time and referred to Committee on Stock and Stock Raising.

By Senators Buchanan of Bell, and Dean:

S. B. No. 119, A bill to be entitled "An Act to amend Article 3083 of the Revised Civil Statutes of the State of Texas as amended by Chapter 13, General Laws of the Thirty-sixth Legislature at its regular session so as to prohibit the issuance of certificates of party nominations of ineligible candidates and prohibiting the placing of the names of any ineligible candidate upon the ballot for any general or special election; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Buchanan of Bell:

S. B. No. 120, A bill to be entitled "An Act creating the Academy Consolidated School District out of the following Common School Districts in Bell County, Texas, and declaring an emergency."

Read first time and referred to Committee on Education.

By Senator Hopkins:

S. B. No. 121, A bill to be entitled "An Act to require the owner, agent or lessee of any land or any present interest thereon, on which any stream is located, in whole or in part, which overflows its banks and floods the land of other persons under cultivation, to keep the timber, underbrush and drifts cleared out of the channels and off the shoals of such creek, making the failure to do so a misdemeanor prescribing a penalty; and declaring an emergency."

Read first time and referred to Committee on Mining and Irrigation.

By Senators Smith, Williford and Suitor:

S. B. No. 122, A bill to be entitled "An Act to amend Sections 1 and 2 of an Act approved April 4, 1917, Chapter 192, Senate Bill No. 167 en-

titled 'An Act to provide whole family protection for members of Fraternal Benefit Societies and declaring an emergency and also to require a deposit and the investment of the reserves by Insurance Companies and Fraternal Societies' and declaring an emergency."

Read first time and referred to Committee on Insurance and Banking.

Simple Resolution No. 21.

Whereas; Private George Defferari, of Galveston, Texas, who is now in the Capitol, and who volunteered as a private in the Engineering Corps and was sent to France, where he served with distinction for eighteen months and was scheduled by General Pershing for promotion on account of distinguished service, at the time the Armistice was signed.

Therefore; be it resolved that he be invited to address the Senate.

GIBSON.

The resolution was read and adopted.

The Chair appointed a Courtesy Committee and the gentleman was presented to the Senate and made a brief address.

Senate Bill No. 95, Referred.

Senator Rector moved that S. B. No. 95 be withdrawn from the Committee on Mining and Irrigation and referred to the Committee on Finance.

The motion prevailed and the bill was accordingly referred.

Messages from the Governor.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Sentell, I beg to submit for your consideration, the following subject, to-wit:

"An Act to require the owner or agent or lessee of any land or any present interest therein, on which any streams is located, in whole or in part, which overflows its banks and floods the lands of other persons

under cultivation, to keep the timber, underbrush and drifts cleared out of the channels and off the shoals of such creek, making the failure to do so a misdemeanor, prescribing a penalty and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senators Buchanan and Strickland, I beg to submit for your consideration, the following subject, to-wit:

"An Act to prohibit the hauling or transportation of nitro-glycerin over, across or upon any street, alley, or highway of any city, town, or village, or within one-fourth mile within any city, town or village, etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Dayton, I beg to submit for your consideration, the following subject, to-wit:

"An Act to amend Chapter 1, Title 85, Revised Civil Statutes of Texas, 1911, as amended by Chapter 140, Session Laws 1913, relating to the Library and Historical Commission, by amending Articles 5600, 5601, 5602, 5606, 5607a and 5608, and adding Articles 5601a, 6601b, 5601c, 5602a, and 5609b."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Buchanan of Bell County, I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Article 3083 of the Revised Civil Statutes of the State of Texas as amended by Chapter 13, General Laws of the Thirty-sixth Legislature at its regular session so as to prohibit the issuance

of certificates of party nominations of ineligible candidates, and to prohibit the placing of name of any ineligible candidate upon the ballot for any general or special election, and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Smith, and Representatives Wiginton, Hornby, Beard and Thomas, I beg to submit for your consideration, the following subject, to-wit:

"An Act to amend Sections 1 and 2 of 'An Act approved April 4th, 1917, Chapter 192, Senate Bill No. 167, entitled 'An Act to provide whole family protection for members of fraternal benefit societies, and declaring an emergency.'"

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 5, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Suiter, I beg to submit for your consideration the subject of amending Chapter 203 Acts of the Regular Session of the Thirty-fifth Legislature, amending Articles 637a, 637b and 637c of the Revised Civil Statutes of the State of Texas relating to the issuance of bonds by counties for the purpose of purchasing or taking over improved roads already constructed in any road district or districts therein and the further construction of macadamized, graveled and paved roads and turnpikes throughout the county.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I submit for your consideration the subject of amending Chapter 49, Acts of the Fourteenth Legislature, by enactment of the accompanying bill.

I strongly urge the acquisition by the State of the improvements which constitute the court-house and jail of Travis County, to the end that the State may be in full possession of the half block of property in front of the new Land Office building and opposite the park in front of the Governor's Mansion.

The wisdom of the State's taking possession of this property is in my judgment obvious, and will become more apparant as future years are unfolded. I urge the appropriation of \$100,000.00, or so much thereof as may be necessary for this purpose, to be available in the fiscal year beginning September 1, 1920, and ending August 31, 1921.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I submit for your consideration the subject of legislation which in the wisdom of your body may be deemed necessary to properly and expeditiously carry in-to effect the amendment to the Constitution providing for State-wide prohibition.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of the Commission created under Chapter 34, General Laws passed by the Thirty-sixth Legislature at its regular session, composed of the Governor, the Attorney General and the State Health Officer, created for the purpose of negotiating the sale and delivery to the United States Government of all property owned and used by the State of Texas for quarantine purposes along the Gulf of Mexico and on the Mexican border, on the Rio Grande river, I herewith submit for your consideration the wide divergence between the value of the properties as indicated by your body, in section 7 of said act, and the estimate of the value of those properties as made by the quarantine officers of the respective stations. It is stated in the Act referred to that

the sale of this property will turn into the State treasury about \$200,000.00, while the respective quarantine officers estimate the combined value of the property at \$79,055.00 as follows:

Galveston	\$45,000.00
Sabine	8,350.00
Point Isabel	6,000.00
Eagle Pass	105.00
Laredo	5,000.00
Port Aransas	14,600.00
	<hr/>
	\$79,055.00

The Commission feels a hesitancy in proceeding to carry out the will of the Legislature, since it appears that a basis for this legislation was the fact that it would bring into the treasury the sum of \$200,000.00; while an estimate made at the request of this commission by those familiar with the properties indicate that less than half of that amount will be derived.

I submit the subject for your consideration, and recommend that a committee be appointed by your body to ascertain the value of these properties, to the end that the Legislature may be informed of the true facts before negotiations for the sale of these properties are entered into.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Johnson of Blanco County, I beg to submit for your consideration, the following subject, to-wit:

"An Act to create a more efficient Road Law for Blanco County, Texas, etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Scott, I beg to submit for your consideration, the following subject, to-wit:

"An Act establishing and creating the Ganado Independent School Dis-

trict in Jackson County, Texas, etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Terrell, I submit for your consideration the subject of amending Section 2, Chapter 65, Acts of Regular Session of the Thirty-sixth Legislature, page 105, relating to providing aid for rural schools.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I submit for your consideration the following subject:

"An Act to provide for the creation of a Commission on Uniform State Laws," etc.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Bardy, I submit for your consideration the following subject, to-wit:

"An Act to amend Chapter 68 of the Acts of the Thirty-second Legislature and Chapter 154 of the Acts of the Thirty-third Legislature to provide that sand, gravel and marl taken for raising the grade on Galveston Island and for the reconstruction and repair of Galveston Causeway shall be exempt from the provisions of said Chapter 68; ratifying and validating the permits issued by the Game, Fish and Oyster Commission for sand for said Causeway and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 5, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of

Senator Dudley, I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Articles 3881, 3882, 3883, 3889 and 3903 of the Revised Civil Statutes of the State of Texas of 1911, as amended by the Thirty-third Legislature at its regular session, Chapter 121 and Chapter 142 and as amended by Chapter 55 of the Regular Session of the Thirty-fifth Legislature, and as amended by Chapter 158 of the Regular Session of the Thirty-sixth Legislature; relating to the maximum amount of fees to be retained by district and community officers; the manner of accounting for excess fees, the appointment and pay of deputies and assistants to the various district and county officers; prescribing the maximum salaries to be paid such deputies and assistants; and providing for the appointment of two additional assistants by the district or county attorney in counties of 100,000 inhabitants; prescribing the maximum amount of salaries to be paid such additional assistants and the manner of such payment; providing for \$75.00 per month for necessary expenses by such district or county attorney in counties of 100,000 inhabitants, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 7, 1919.
To the Thirty-sixth Legislature in Second Called Session:
Gentlemen: At the request of Representative Schlosshan, I beg to submit for your consideration, the following subject, to-wit:

"An Act providing for the consolidation of Common School Districts one with another, and for the consolidation of common school districts with Independent School Districts, defining ways and means whereby such consolidation may be effected and providing for the organization and control of such consolidated districts, and providing for the assumption of all outstanding bonded indebtedness and preserving the bonding and taxing powers of said district, and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 1, 1919.
To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Estes, I beg to submit for your consideration the following subject, to-wit:

"An Act creating the Bermond Independent School District of Robertson County, Texas, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 7, 1919.
To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Wright, I beg to submit for your consideration, the following subject, to-wit:

"An Act creating and incorporating Perrin County Line Independent School District in Jack County, Texas etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 7, 1919.
To the Thirty-sixth Legislature in Second Called Session:
Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Sections 1 to 10 inclusive, Chapter 68 of the General Laws of the Thirty-second Legislature passed at the Regular Session thereof, being an Act to provide for the protection of fish and oysters within tide water limits along the Gulf Coast of this State, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 7, 1919.
To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act to amend Sections 14, 17, 19, 21, 22, 25, 28, 31, 35, and 40 of Chapter 157, of the General Laws of the Thirty-sixth Legislature, passed at the Regular Session there-

of, being 'An Act to preserve, propagate, distribute, and protect wild game, wild birds, wild fowl of the State, to provide adequate penalties for the unlawful taking, slaughter, storage, sale, purchase, or shipment thereof, to provide for the appointment of Deputy Game Commissioners, and fixing their salaries, to define the duties and powers of the Game, Fish and Oyster Commissioner and his deputies; to fix the venue of prosecution under this Act; to provide for the issuances of hunting licenses and prescribe penalties for hunting without a license; to declare that certain moneys shall belong to the special Game Fund of this State, and the disposition to be made of said moneys, and to repeal all laws in conflict herewith; and declaring an emergency"; correcting certain grammatical and typographical errors in said sections; and by adding thereto Sections 31a and 31b; providing a closed season on wild female deer and spotted fawns and fixing a limit of three buck deer during one season by any one person and fixing penalties therefor; providing the manner of transporting lawfully killed deer and fixing penalties for unlawful shipment of deer, and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office.

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I beg to submit for your consideration the following subject, to-wit:

"An Act creating the office of Game, Fish and Oyster Commissioner; providing for his appointment, prescribing his qualifications, defining his duties, authorizing the appointment of deputies, prescribing their qualifications, defining their powers and duties; and for the protection of fish, oysters, turtle terrapins, shrimp, crabs, clams, mussels, lobsters, and all other kinds and forms of marine life in the public fresh water, tidal and coast waters of the State and to protect the natural oyster beds and reefs and to provide for the location of private beds prescribing the terms, tax and conditions upon which fish, shrimp, crabs, clams, turtle terrapins, mussels, lob-

sters, and all other forms and kinds of marine life may be taken from the waters of this State; provided that this act shall be construed to be a continuation of all former laws upon the subject; and providing that all suits now pending involving laws affected by this Act shall not abate but shall be prosecuted under such former laws and under this act, fixing penalties for violations of the act; and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Floyd, I beg to submit for your consideration, the following, to-wit:

"An Act increasing the salary of the Official Court Reporter for the 76th Judicial District of Texas to the sum of Eighteen Hundred Dollars, providing for the manner of payment of such salary and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Floyd, I beg to submit for your consideration the following subject, to-wit:

"An Act increasing the salary of the Official Court Reporter for the Sixth Judicial District of Texas to the sum of Eighteen Hundred Dollars, providing for the manner of payment of such salary and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I beg to submit for your consideration the subject of the Board of Control. I approved the law enacted by your body at the regular session dealing with this subject. The law, however, calls for

changes and amendments in order to accomplish the purposes of this legislation and to establish a Board of Control in a manner that will bring the greatest measure of benefit to the State. I have, therefore, taken the liberty of accompanying this message with a bill carefully prepared, and which in my judgment, embodies the desired changes and amendments. I commend this Act to your consideration, and recommend its passage as particularly desirable at the Present Called Session.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Sackett, I beg to submit for your consideration, the following subject, to-wit:

"An Act to amend Article 3879 of the Revised Civil Statutes of 1911, being an Act establishing public weigher's fees, and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Honorable Annie Webb Blanton, Superintendent of Public Instruction, I submit to you for your consideration an amendment to Chapter 160 General Laws of the Thirty-sixth Legislature, Acts of 1919, establishing an Industrial Welfare Commission, and regulating the employment of women and minors, so as to remove from the Industrial Welfare Commission the Superintendent of Public Instruction, and to provide for the appointment of a person as a member of said Commission in lieu thereof.

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Senator Buchanan of Bell County, I

beg to submit for your consideration the following subject, to-wit:

"An Act creating the Academy Consolidated Independent School District out of the following Independent School Districts in Bell County, Texas, etc., and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Sentell, I submit the following for your consideration:

"An Act to amend Section 2 of Chapter 65 of the Acts of the Regular Session of the Thirty-sixth Legislature, being the Rural School Appropriation, by repealing Sub-division No. (1) thereof, and making said section read as follows:"

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Richards, I submit for your consideration the following subject, to-wit:

"An Act to amend Title 126, Chapter 1, Article 7355, Sections 26, 27, 30 and 36, of the Revised Civil Statutes of 1911, and to repeal all laws in conflict therewith, by providing that Sections 26, 27, 30 and 36, of Article 7355 of the Revised Civil Statutes of 1911, shall not apply to cities and towns of a population of less than 2500 people, and declaring an emergency."

Respectfully submitted,

W. P. HOBBY,
Governor of Texas.

Governor's Office,

Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Hill of Wheeler, I beg to submit for your consideration the following subject, to-wit:

"An Act creating the Lillie Independent School District in Collings-

worth County, Texas, etc., and declaring an emergency."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 8, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: At the request of Representative Tidwell, I submit for your consideration the following subject, to-wit:

"An Act to release soldiers, sailors and marines from any and all penalties, costs and charges which may be assessed against them by reason of non-payment of any taxes, general or special, due upon any property, personal, real or mixed, belonging to them during their term of service in the war between the Imperial German Government and the United States, etc."

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Governor's Office,
Austin, Texas, July 7, 1919.

To the Thirty-sixth Legislature in Second Called Session:

Gentlemen: I submit for your consideration the subject of amending Chapter 198 of the General Laws passed by the Thirty-fifth Legislature at its regular session, establishing the Hospital for the negro insane at Rusk, Texas. In the interest of economy and in the interest of most speedily providing hospital quarters for insane persons now confined in Texas jails, it appears that an amendment to the law permitting accommodations for white patients separate and apart from negro patients, as is the case in other institutions for the insane of Texas, will make it possible to provide room in the next two months for the approximately 600 insane persons now in Texas jails and partially relieve other asylums.

The Negro Hospital for the Insane at Rusk is modern and adequate and has the very best accommodations for insane patients. It is new and of modern construction and adapted to the care of the afflicted and suggested by the best thought and according to the best plan of construction for the insane. When the furniture now ordered is installed, it will care for 900 patients.

To remove the negro patients from Austin will necessitate an expenditure for transportation, as well as an expenditure for remodeling the quarters for negroes in order to make them available for white patients, of approximately \$100,000.00, most of which in my judgment would be saved by the amendment to the law here suggested.

Respectfully submitted,
W. P. HOBBY,
Governor of Texas.

Senate Bill No. 97.

(By unanimous consent.)

The Chair laid before the Senate on second reading:

S. B. No. 97, A bill to be entitled "An Act to amend Article 1121, Chapter 11, Title 25, Revised Civil Statutes of the State of Texas, 1911, relating to private corporations by adding thereto, a section providing for the formation of private corporations for accepting, guaranteeing, indorsing, becoming surety upon, buying, selling, contracting with reference to, or otherwise dealing in acceptance, bills of exchange, bills of lading, warehouse and other receipts and buying, selling, indorsing, contracting with reference to, or otherwise dealing in banker's acceptances, prescribing securities in which a portion out of the capital of such corporations shall be kept invested, fixing limitations upon its indebtedness, authorizing private corporations banking corporations and trust companies to hold stock in corporations doing business in this State and formed to accept bills of exchange in aid of domestic or foreign trade in agricultural products; subjecting them to the supervision of the Commissioner of Insurance and Banking; providing penalties for violation of this Act, and declaring an emergency."

Senator Page offered the following amendments which were read and adopted, seriatim:

(1) Amend Caption by inserting in line 12 after the words, "other receipts," the following words, "involving agricultural products."

(2) Amend Caption, lines 12 to 21 inclusive, by striking out, begin-

ning with the words, "fixing limitations," and ending with the words, "declaring an emergency," and substituting the following, "Fixing limitations upon their indebtedness, subjecting them to the supervision of the Commissioner of Insurance and Banking, authorizing private corporations, banking corporations, and trust companies to hold stock in such corporations, and in corporations chartered under the laws of the United States or any State thereof and principally engaged in financing domestic or foreign trade in such agricultural products; providing penalties for violation of this Act, and declaring an emergency."

(3) Amend the bill by inserting at page 3, line 8, following the words, "such corporation:" the following words, "provided further that those obligations, to pay which at maturity, any such corporation has been furnished funds by other parties liable thereon, need not be considered in determining the amount of its existing obligations and indebtedness under this paragraph."

(4) Amend by striking out page 3, lines 15 to 17, the words, beginning "doing business in this State" and ending with the words, "foreign trade" and substituting the following words: "Chartered under this Act and in corporations chartered under the laws of the United States or any State thereof and principally engaged in financing domestic or foreign trade."

(5) Amend the Act by inserting at page 4, line 9, the following additions "No partial invalidity of this Act in any other respect shall be effective to impair any of its provisions authorizing the formation of corporations hereunder, defining their powers, and authorizing private corporations, banking corporations and trust companies to hold stock in them, subject to the limitations of this Act."

The bill was read second time and passed to engrossment.

On motion of Senator Page, the Constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 97 put on its third reading and final passage by the following vote:

Yeas—28.

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Johnston.
Carlock.	McNealus.
Clark.	Page.
Cousins.	Parr.
Dayton.	Rector.
Dean.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Absent—Excused.

Bailey. Witt.

The bill was laid before the Senate, read third time and, on motion of Senator Page, was passed by the following vote:

Yeas—28.

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Johnston.
Carlock.	McNealus.
Clark.	Page.
Cousins.	Parr.
Dayton.	Rector.
Dean.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Absent—Excused.

Bailey. Witt.

Messages from the House.

Hall of the House of Representatives,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 16, expressing confidence in the Governor, yeas 80, nays 2; 14 present and not voting.

H. B. No. 112, A bill to be entitled "An Act to amend 'An Act creating the Follett Independent School District of Lipscomb County, defining its metes and bounds, vesting it with

the rights, powers, duties and privileges of districts incorporated for school purposes only, etc., said original Act being House Bill No. 65, Chapter 13, Fourth Called Session of the Thirty-fifth Legislature; this amending Act revising the boundaries of said Follett Independent School District, fixing the number of trustees, etc., and declaring an emergency."

H. B. No. 114, A bill to be entitled "An Act to create the Van Independent School District in Van Zandt County, Texas; defining its boundaries; providing for a board of trustees, etc., and declaring an emergency."

H. B. No. 66, A bill to be entitled "An Act creating the Lovelady School District in Houston County, Texas; defining its boundaries; providing for board of trustees to manage and control the public free schools within said district; investing the district with the rights, powers, privileges and duties of a town or village incorporated for free school purposes only under the general laws; creating the trustees of said independent district as a board of equalization thereof, and conferring upon them the power, etc., given by the general laws, and declaring an emergency."

H. C. R. No. 12, relating to the boundary line between Texas and Mexico.

Respectfully submitted,
O. P. BASFORD,
Acting Chief Clerk, House of
Representatives.

Bills Read and Referred.

The Chair, Lieutenant Governor Johnson, had referred, after their captions had been read, the following House Bills:

H. B. No. 112, referred to the Committee on Educational Affairs.

H. B. No. 114, referred to the Committee on Educational Affairs.

H. B. No. 66, referred to the Committee on Educational Affairs.

H. C. R. No. 12, referred to the Committee on Federal Relations.

Senate Bill No. 55.

The Chair laid before the Senate as special order on second reading:

S. B. No. 55, A bill to be entitled "An Act establishing a State Athletic Commission and regulating the art of boxing and sparring exhibitions or performances in the State of Texas."

Senator McNealus offered the following amendments, which were read and adopted:

(1) Amendment Section 25a: "Provided, that nothing herein shall authorize prize fighting or boxing contests between professionals, or indecent or brutal contests of any kind."

(2) Amendment. Amend Section 20, after the word "each"; "nothing herein shall legalize or be construed to permit the doing of anything prohibited or denounced by Articles 1507 to 1511, inclusive, of the Penal Code of 1911 of the State of Texas."

On motion of Senator McNealus, the bill was laid on the table subject to call.

Senate Bill No. 65.

The Chair laid before the Senate on second reading:

S. B. No. 65, A bill to be entitled "An Act to amend Article 1206 of the Revised Civil Statutes of 1911, so as to provide that the dissolution of a corporation shall not operate to abate any pending suit and so as to provide that suit may be maintained against the corporation as though the same had not been dissolved and service of process obtained on the President, Directors, General Manager, Trustee, Assignee, or other person in charge of the affairs of such corporation at the time it was dissolved, and providing that the assets of said corporation shall be subject to the payment of judgments, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 65 put on its third reading and final passage by the following vote:

Yeas—25.

Alderdice.	Carlock.
Buchanan of Bell.	Clark.
Buchanan of Scurry.	Cousins.
Caldwell.	Dean.

Dorough.	McNealus.
Dudley.	Page.
Faust.	Parr.
Floyd.	Rector.
Gibson.	Smith.
Hall.	Suiter.
Hertzberg.	Williford.
Hopkins.	Woods.
Johnston.	

Absent.

Dayton.	Westbrook.
Strickland.	

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Hopkins, was passed by the following vote:

Yeas—22.

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Johnston.
Carlock.	McNealus.
Cousins.	Parr.
Dean.	Rector.
Dudley.	Smith.
Faust.	Suiter.
Floyd.	Williford.
Gibson.	Woods.

Absent.

Clark.	Page.
Dayton.	Strickland.
Dorough.	Westbrook.

Absent—Excused.

Bailey.	Witt.
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Senate Bill No. 19.

The Chair laid before the Senate on second reading:

S. B. No. 19, A bill to be entitled "An Act to provide for the creation of conservation and reclamation districts within this State under and by virtue of the provisions of Section 59, Article 16 of the State Constitution to be known as Fresh Water Improvement District for the purpose of conserving, transporting and distributing fresh water from lakes, pools, wells, reservoirs, springs, creeks and rivers for domestic and commercial purposes; prescribing

how such districts may be created; defining their rights, powers and privileges and the manner of their exercises; constituting such districts when created governmental agencies and bodies politic and corporate, and fixing their rights and liabilities as such; providing for the construction, maintenance and protection of works and improvements by them; granting to such districts the right of eminent domain and the power to levy taxes and to cause the same to be assessed and collected and to issue bonds and create indebtedness to raise funds for the objects of their creation, making penal interference with or injury to their works and improvements and fixing penalties and punishment to be imposed upon persons offending and declaring an emergency."

Senator Cousins offered the following amendments which were read and adopted, severally:

(1) Amend the caption, line 31 by striking out the letter "s" at the end of said line on page 1.

Also amend caption line 6, page 2 by adding after the word "indebtedness" a "comma."

(2) Amend the caption by adding after the word "domain," line 4, page 2, the words "with certain exceptions."

(3) Amend Section 2, page 2, by striking out the word "at" line 121 and inserting in lieu thereof the word "to."

(4) Amend Section 2, page 2, by striking out all after the word "situated" in line 29 to and including the word "district" in line 30.

(5) Amend Section 2, page 3, by adding after the word "deliver" line 10 the word "such."

(6) Amend Section 3, page 3, by striking out the word "copies" line 15 and insert in lieu thereof the words "a copy."

(7) Amend Section 3, page 3, by adding after the word "and" line 17 the word "the."

(8) Amend Section 6, page 4, by striking out the words "at the earliest possible legal time" in lines 14 and 15 and inserting in lieu thereof the words "at a time not less than twenty nor more than thirty days from the date of such order."

(9) Amend Section 12, page 7, by adding after the word "with" line 6, the word "the."

(10) Amend Section 13, page 7, by striking out the words "its record" and adding the words "it is recorded" line 31.

(11) Amend Section 17, page 9, by striking out the word "require" line 28 and adding the word "acquire."

(12) Amend Section 18, page 10, by striking out the words "purpose that" line 11 and inserting the words "purposes they."

(13) Amend Section 18, page 10, by adding the word "property" before the word "tax" in line 18.

(14) Amend Section 19, page 10, by striking out the word "to" line 22 and inserting the word "of."

(15) Amend Section 20, page 11, by adding at the end of said section the words "expect as hereinbefore provided."

(16) Amend Section 21, page 12, by striking out the word "or" in line 5 and inserting the word "and."

(17) Amend Section 26, page 13, by striking out the words "at the earliest possible legal time" in line 20 and adding in lieu thereof the words "at a time not less than twenty nor more than thirty days from the date of said order."

(19) Amend Section 31, page 15, by adding the word "of" after the word "denomination" in line 17.

(20) Amend Section 32, page 15, by striking out the words "whose commissioners court has jurisdiction" in lines 28 and 29 and inserting in lieu thereof the words "in which such district is located."

(21) Amend Section 38, page 19, by adding after the word "and" in line 2 the word "the."

(22) Amend Section 39, page 19, by striking out the word "such" in line 21 and inserting the word "each."

(23) Amend Section 45, page 21 by striking out the words "The deposition" and inserting the word "depositing" in line 27.

(24) Amend Section 56, page 25, by striking out the letter "a" before the word "delinquent" and insert the word "the" in line 2.

(25) Amend Section 59, page 26,

by striking out all of said Section after the word "facts" in line 8.

(26) Amend Section 60, page 28, by striking out the word "for" after the word "selection" in line 12 and inserting the word "of."

(27) Amend Section 69, page 29, by striking out the word "The" before the word "copy" and inserting the letter "A" line 20.

(28) Amend Section 75, page 31, by striking out the word "to" after the word "service" and inserting the word "of" line 23.

(29) Amend Section 79, page 33, by adding after the word "has" line 3 the word "not."

(30) Amend Section 84, page 34, by striking out the word "operation" in line 16 and inserting the word "operating."

The bill was read second time and passed to engrossment.

On motion of Senator Cousins, the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 19 put on its third reading and final passage by the following vote:

Yeas—23.

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	Johnston.
Carlock.	McNealus.
Cousins.	Parr.
Dean.	Rector.
Dorough.	Smith.
Dudley.	Suiter.
Faust.	Williford.
Floyd.	Woods.
Gibson.	

Absent.

Clark.	Strickland.
Dayton.	Westbrook.
Page.	

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Cousins, was passed by the following vote.

Yeas—23.

Alderdice.	Carlock.
Buchanan of Bell.	Clark.
Buchanan of Scurry.	Cousins.
Caldwell.	Dean.

Dorough.	Johnston.
Dudley.	Parr.
Faust.	Rector.
Floyd.	Smith.
Gibson.	Suiter.
Hall.	Williford.
Hertzberg.	Woods.
Hopkins.	

Absent.

Dayton.	Strickland.
McNealus.	Westbrook.
Page.	

Absent—Excused.

Bailey.	Witt.
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Recess.

At 12:05 o'clock p. m., the Senate, on motion of Senator Williford, recessed until 2 o'clock today.

After Recess.

(Afternoon Session.)

The Senate was called to order by Lieutenant-Governor Johnson.

Senate Bill No. 35.

Senator Dorough called from the table and the Chair laid before the Senate on second reading:

S. B. No. 35, A bill to be entitled "An Act authorizing the Prison Commission of the State of Texas, by and with the consent of the Governor, to purchase the necessary land and machinery needed with which to establish, maintain and operate a cement plant in this State, to operate said plant when so constructed, for the manufacture of cement and its by-products; providing that the State may work said plant with convict labor and that the products so manufactured at said cement plant may be sold only to the counties, cities and political sub-divisions of such counties, when the same is to be used in the construction and maintenance of the public roads and highways of said counties, cities and political sub-divisions thereof, and declaring an emergency."

The question being upon the

pending amendment by Senator Caldwell as follows:

Amend Senate Bill No. 35, by striking out paragraph 2 of Section No. 1.

Senator Dorough moved to table the amendment and this motion was lost.

Action recurred upon the amendment and the same was lost by the following vote:

Yeas—10.

Buchanan of Bell.	Hall.
Caldwell.	Johnston.
Carlock.	Parr.
Dean.	Rector.
Dudley.	Williford.

Nays—11.

Alderdice.	Smith.
Buchanan of Scurry.	Strickland.
Dorough.	Suiter.
Floyd.	Westbrook.
Hopkins.	Woods.
McNealus.	

Absent.

Clark.	Gibson.
Cousins.	Hertzberg.
Dayton.	Page.
Faust.	

Absent—Excused.

Bailey.	Witt.
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Senator Dorough offered the following amendment:

Amend the bill by adding to Section 3 the following: "Provided the Prison Commission shall first submit to the Legislature at its next Called Session, a detailed report of the feasibility of a State owned cement plant, its cost, etc., and the approval of the report by the Legislature shall be had before the purchase of any land, or machinery shall be made by the Prison Commission."

Pending.

On motion of Senator Dorough the bill was laid on the table subject to call.

Senate Bill No. 61.

The Chair laid before the Senate on second reading:

S. B. No. 61, A bill to be entitled "An Act to amend Article 2909-(f),

Title 48, Chapter 20 of the Revised Civil Statutes of the State of Texas so as to provide that any text-book contractor shall make a bond of twenty thousand dollars (\$20,000.00) for each basal text book adopted, and three thousand dollars (\$3,000.00) for each supplementary text book adopted; providing that the contract and bond shall be prepared by the Attorney General, payable in Travis County; pro- upon from time to time; providing viding that the bond may be sued that the Text Book Commission, may, upon twenty days' notice, re- quire a new bonds to be given."

The bill was read second time and passed to engrossment.

On motion of Senator Suiter, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 61 put on its third reading and final passage by the following vote:

Yeas—23.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Parr.
Dayton.	Rector.
Dean.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Williford.
Floyd.	Woods.
Hall.	

Absent.

Clark.	Page.
Cousins.	Westbrook.
Gibson.	

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Suiter, was passed by the following vote:

Yeas—25.

Alderdice.	Dorough.
Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Faust.
Caldwell.	Floyd.
Carlock.	Hall.
Cousins.	Hertzberg.
Dayton.	Hopkins.
Dean.	Johnston.

McNealus.	Suiter.
Parr.	Westbrook.
Rector.	Williford.
Smith.	Woods.
Strickland.	

Absent.

Clark.	Page.
Gibson.	

Absent—Excused.

Bailey.	Witt.
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Senate Bill No. 64.

The Chair laid before the Senate on second reading:

S. B. No. 64, A bill to be entitled "An Act to amend Article 5684 of the Revised Civil Statutes of 1911, so as to limit the time in which a person under twenty-one years of age, not in the military or naval service of the United States, in time of war, or of unsound mind, or imprisoned, may institute suit for the recovery of real estate, and by adding after said Article a new Article, to be known as Article 5684a, so as to provide that a person having the peaceable and adverse possession of lands, tenements or hereditaments, the title to which has passed out of the State, using and enjoying the same, under deed or deeds duly recorded constituting a regular claim of title, for a period of twenty-five years, shall be conclusively presumed to have an incontestible and good marketable title thereto, providing for proof of possession, and declaring an emergency."

The question, being upon the adoption of the committee report carrying the following committee amendment:

Amend the bill by striking out the following words from Section 2, page 2: "Proofs of possession as herein required may be made by the affidavits of two or more credible citizens residing in the community where the land is located; which shall be recorded in the office of the county clerk; but the person to whom such affidavits are submitted may inquire into the accuracy thereof and if he has reason to doubt the truthfulness of the facts therein stated such proofs and title may be rejected."

Senator Hopkins moved to amend the committee report by striking out the committee amendment.

Senator Dayton moved to table the motion of Senator Hopkins and the motion to table prevailed by the following vote:

Yeas—19.

Alderdice.	Hall.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Parr.
Carlock.	Rector.
Dayton.	Strickland.
Dean.	Suiter.
Dorough.	Westbrook.
Dudley.	Williford.
Faust.	Woods.
Floyd.	

Nays—4.

Buchanan of Bell.	Hopkins.
Cousins.	Smith.

Present—Not Voting.

Gibson.	McNealus.
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Absent.

Clark.	Page.
Johnston.	

Absent—Excused.

Bailey.	Witt.
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The committee report carrying the amendment was adopted.

Senator Dean offered the following amendments which were read and adopted:

(1) Amend the bill by striking out all after the word "shall" in line 21, page 2, down to the word "good," line 22, page 2 and substitute for the words so stricken out the word "shall."

(2) Amend the caption to Senate Bill No. 64 by striking out in line 15 and 16 the following:

"be conclusively presumed to have an incontestable and" and insert in lieu thereof "to have a" and by striking out in line 17 the following: "providing for proof of possession."

The bill was read second time and passed to engrossment.

On motion of Senator Hopkins, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 64 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Hall.
Buchanan of Bell.	Hertzberg.
Buchanan of Scurry.	Hopkins.
Caldwell.	McNealus.
Carlock.	Parr.
Cousins.	Rector.
Dean.	Smith.
Dorough.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Nays—1.

Dayton.

Absent.

Clark.	Page.
Johnston.	

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Hopkins, was passed finally.

Senate Bill No. 66.

The Chair laid before the Senate on second reading:

S. B. No. 66, A bill to be entitled "An Act to amend Article 3871, Revised Civil Statutes of the State of Texas, 1911, as the same was amended by Chapter 158, Acts of the Regular Session of the Thirty-sixth Legislature, relating to the compensation to be paid the assessor of taxes for assessing taxes for State, county, drainage districts, road districts or other political subdivisions of the county, and declaring an emergency."

On motion of Senator Hopkins the bill was laid on the table subject to call.

Message from the House.

Hall of the House of Representatives.
Austin, Texas, July 8, 1919.

Lieutenant-Governor W. A. Johnson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

S. B. No. 97, A bill to be entitled

"An Act to amend Article 1121, Chapter 11, Title 25, Revised Civil Statutes of the State of Texas, 1911, relating to private corporations by adding thereto, a section providing for the formation of private corporations for accepting, guaranteeing, indorsing, becoming surety upon, buying, selling, contracting with reference to, or otherwise dealing in acceptances, bills of exchange, bills of lading, warehouse and other receipts and in buying, selling, indorsing, contracting with reference to, or otherwise dealing in banker's acceptances, prescribing securities in which a portion out of the capital of such corporations shall be kept invested, fixing limitations upon its indebtedness, authorizing private corporations, banking corporations and trust companies to hold stock in corporations doing business in this State and formed to accept bills of exchange in aid of domestic or foreign trade in agricultural products; subjecting them to the supervision of the Commissioner of Insurance and Banking; providing penalties for violations of this Act, and declaring an emergency."

H. B. No. 116, A bill to be entitled "An Act to amend Chapter 76 of the General Laws of the Regular Session of the Thirty-sixth Legislature, relating to public weighers, their duties and the rules and regulations for the performance of their duties, by adding thereto Section 1a, prescribing bond to be given by persons, firms, corporations, co-partnerships, or individuals and licensed ginners engaged in the business of public weighing for hire, and declaring an emergency."

Respectfully submitted,
O. P. BASFORD,
Acting Chief Clerk, House of Representatives.

Bill Read and Referred.

The Chair, (Lieutenant-Governor Johnson) had referred, after its caption had been read, the following House bill:

H. B. No. 116, referred to the Committee on Agricultural Affairs.

Bills and Resolutions Signed.

The Chair, (Lieutenant-Governor Johnson) gave notice of signing and did sign, in the presence of the Senate, after their captions had been read, the following:

S. B. No. 14, A bill to be entitled "An Act creating, establishing and incorporating Hidalgo Common School District No. 15, in Hidalgo County, Texas, containing a portion of the territory in Hidalgo County, Texas, heretofore embraced in Pharr-San Juan Independent School District, describing the metes and bounds thereof placing said Hidalgo Common School District No. 15 under the jurisdiction of Hidalgo County."

S. B. No. 15, A bill to be entitled "An Act amending Chapter 85 House Bill No. 603, enacted by the Thirty-sixth Legislature at its regular session creating Edinburg Independent School District in Hidalgo County, Texas, by amending Section 1 thereof, revising the metes and bounds of said district and by amending Section 11 thereof, providing for bond of assessor and collector authorized by said House Bill No. 603 and fixing his compensation; repealing all laws in conflict therewith and declaring an emergency."

S. B. No. 16, A bill to be entitled "An Act amending Chapter 68, House Bill No. 534, enacted by the Thirty-sixth Legislature at its regular session, creating the Pharr-San Juan School District by amending Section 1 thereof; revising the metes and bounds of said district; and declaring an emergency."

S. C. R. No. 13, Honoring Brigadier General U. G. McAlexander.

Senate Bill No. 39.

The Chair laid before the Senate on second reading:

S. B. No. 39, A bill to be entitled "An Act to prevent persons who have given a mortgage on person property for the purchase thereof, or any subsequent purchaser of said property, if such mortgage lien has been recorded, from removing or allowing same to be removed from the place designated in such mortgage, without

giving written notice to the mortgagee of such intention to remove said property and the place where same is to be removed or after such removal without giving written notice to the mortgagee of each subsequent removal of said property and the place where same is to be removed providing a penalty for the violation thereof and declaring an emergency."

Senator Woods offered the following amendment:

(1) Amend Senate Bill No. 39 as following:

Insert between the words "shall" and "himself" in line 23, page 1, Section 1, the following words:

"With intent to defraud the person having such lien, either originally or by transfer."

Senator Hertzberg moved to table the amendment and this motion prevailed by the following vote:

Yeas—14.

Buchanan of Bell.	Faust.
Buchanan of Scurry.	Hertzberg.
Caldwell.	Hopkins.
Cousins.	Page.
Dean.	Parr.
Dorough.	Smith.
Dudley.	Westbrook.

Nays—12.

Alderdice.	McNealus.
Carlock.	Rector.
Clark.	Strickland.
Dayton.	Suiter.
Floyd.	Williford.
Gibson.	Woods.

Absent.

Hall.	Johnston.
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Absent—Excused.

Bailey.	Witt.
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Senator Dayton offered the following amendment which was read and adopted:

(1) Add to end of Section 1, the following: "Provided that each and every person, firm or corporation, taking a mortgage under the provisions of this Act shall make known to the mortgagor the provision relating to removal as herein provided."

Senator Carlock offered the following which was read and adopted:

(2) Amend Senate Bill No. 39, by adding at the end of Section 1, as amended by adding the following: "and provided further, that in all mortgages to which this Act may apply it shall be necessary to incorporate with and made a part of said mortgage the terms and provisions of this Act, and a copy of said mortgage shall be delivered to said mortgagor at the time of the execution of same."

Senator Dayton offered the following:

Amend by striking out the word "written" before word "notice" in lines 26, 29 and 31 on page 1, printed bill.

On motion of Senator Hertzberg the amendment was tabled.

Senator Strickland offered the following amendment:

Amend the bill, page 2, Section 1, by striking out all of lines 2 and 3 after "\$100.00."

On motion of Senator Hertzberg the amendment was tabled by the following vote:

Yeas—14.

Buchanan of Bell.	Dudley.
Buchanan of Scurry.	Faust.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Cousins.	Johnston.
Dean.	Page.
Dorough.	Smith.

Nays—13.

Alderdice.	Rector.
Clark.	Strickland.
Dayton.	Suiter.
Floyd.	Westbrook.
Gibson.	Williford.
McNealus.	Woods.
Parr.	

Absent.

Hall.

Absent—Excused.

Bailey.	Witt.
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The bill was read second time and passed to engrossment.

On motion of Senator Hertzberg, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 35 put on its third reading and final passage by the following vote:

Yeas—22.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Cousins.	Parr.
Dean.	Rector.
Dorough.	Smith.
Dudley.	Suiter.
Faust.	Williford.
Gibson.	Woods.

Nays—5.

Clark.	Strickland.
Dayton.	Westbrook.
Floyd.	

Absent.

Hall.

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Hertzberg, was passed by the following vote:

Yeas—16.

Alderdice.	Dudley.
Buchanan of Bell.	Faust.
Buchanan of Scurry.	Gibson.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Cousins.	Johnston.
Dean.	Page.
Dorough.	Smith.

Nays—11.

Clark.	Strickland.
Dayton.	Suiter.
Floyd.	Westbrook.
McNealus.	Williford.
Parr.	Woods.
Rector.	

Absent.

Hall.

Absent—Excused.

Bailey.	Witt.
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House Bill No. 17.

The Chair laid before the Senate on second reading Senate Bill No. 40, and by unanimous consent, the Chair substituted:

H. B. No. 17, A bill to be entitled "An Act to amend House Bill No. 500, an act passed by the Regular

Session of the Thirty-sixth Legislature of the State of Texas, to create a more efficient road system for Hill County, Texas, making county commissioners of said county ex-officio road commissioners, and prescribing their duties as such by adding to said act Section 8a, providing for the county commissioners of Hill County to use their private automobiles in performing the duties devolved upon them by said act, and providing that they shall be repaid out of the road and bridge fund of said county for all expenses incurred by them in so using their private automobiles, and amending Section 10 thereof by striking out the words 'graduate' and inserting the words 'has voted, or' and the words 'has issued or'; repealing all laws and parts of laws in conflict herewith and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to its third reading.

On motion of Senator Alderdice, the constitutional rule requiring bills to be read on three several days was suspended and House Bill No. 17 put on its third reading and final passage by the following vote:

Yeas—27.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Woods.
Gibson.	

Absent.

Hall.

Absent—Excused.

Bailey.	Witt.
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The bill was laid before the Senate, read third time and, on motion of Senator Alderdice, was passed by the following vote:

Yeas—27.

Alderdice.	Hertzberg.
Buchanan of Bell.	Hopkins.
Buchanan of Scurry.	Johnston.
Caldwell.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dorough.	Suiter.
Dudley.	Westbrook.
Faust.	Williford.
Floyd.	Woods.
Gibson.	

Absent.

Hall.

Absent—Excused.

Bailey. Witt.

Senate Bill No. 75.

The Chair laid before the Senate on second reading:

S. B. No. 75, A bill to be entitled "An Act to diminish the civil and criminal jurisdiction of the County Court of Tyler County; to conform to the jurisdiction of the district court thereto, and to repeal all laws in conflict therewith and declaring an emergency."

On motion of Senator Cousins, the bill was laid on the table subject to call.

Senate Bill No. 81.

The Chair laid before the Senate on second reading:

S. B. No. 81, A bill to be entitled "An Act to amend 'An Act to establish and create a Criminal District Court for Bowie County, etc.'"

On motion of Senator Dorough the bill was laid on the table subject to call.

Senate Bill No. 60.

The Chair laid before the Senate on second reading:

S. B. No. 60, A bill to be entitled "An Act to amend Section 3, Article 3889 of the Revised Civil Statutes of 1911, as amended by House Bill No. 449, Chapter 158 of the Regular Session of the Thirty-sixth Legisla-

ture of the State of Texas, fixing the maximum fees that may be retained by the county judge, sheriff, clerk of the county court, county attorney, clerk of the district court, collector of taxes, assessor of taxes, justice of the peace and constable in counties having a population of less than 25,000, providing that this Act shall not apply to counties with a population under twenty-five thousand, that constitute a separate judicial district, and declaring an emergency."

The committee report carrying substitute bill was adopted.

Senator Buchanan of Scurry offered the following which was read and adopted:

Amend Committee Substitute for Senate Bill No. 60, by inserting after the words "judicial districts" in line 51, page 176 of the Senate Journal of July 3, the following:

"The chief deputy or first assistant of the officer named in this Chapter, shall receive a sum not to exceed a rate of eighteen hundred dollars per annum and the other deputies or assistants a sum not to exceed a rate of fifteen hundred dollars per annum and the limitations as to the pay of deputies and assistants elsewhere provided in this chapter shall not apply in such counties."

And strike out all after said words "judicial district" down to Section 2 in said bill.

The bill was read second time and passed to engrossment.

On motion of Senator Buchanan of Scurry, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 60 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice.	Hertzberg.
Buchanan of Bell.	Johnston.
Buchanan of Scurry.	McNealus.
Carlock.	Page.
Clark.	Parr.
Cousins.	Rector.
Dayton.	Smith.
Dean.	Strickland.
Dudley.	Suiter.
Faust.	Westbrook.
Floyd.	Williford.
Gibson.	Woods.

Absent.

Caldwell. Hall.
Dorough. Hopkins.

Absent—Excused.

Bailey. Witt.

The bill was laid before the Senate, read third time and, on motion of Senator Buchanan of Scurry, was passed by the following vote:

Yeas—23.

Alderdice. Johnston.
Buchanan of Bell. McNealus.
Buchanan of Scurry. Page.
Carlock. Parr.
Clark. Rector.
Dayton. Smith.
Dean. Strickland.
Dudley. Suiter.
Faust. Westbrook.
Floyd. Williford.
Gibson. Woods.
Hertzberg.

Absent.

Caldwell. Hall.
Cousins. Hopkins.
Dorough.

Absent—Excused.

Bailey. Witt.

Senate Bill No. 89.

The Chair laid before the Senate on second reading:

S. B. No. 89, A bill to be entitled "An Act creating the Calhoun Independent School District in Colorado County, Texas, etc., and declaring an emergency."

The committee report that the bill be not printed was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Clark, the constitutional rule requiring bills to be read on three several days was suspended and Senate Bill No. 89 put on its third reading and final passage by the following vote:

Yeas—24.

Alderdice. Clark.
Buchanan of Bell. Cousins.
Buchanan of Scurry. Dayton.
Carlock. Dean.

Dudley. Parr.
Faust. Rector.
Floyd. Smith.
Gibson. Strickland.
Hertzberg. Suiter.
Johnston. Westbrook.
McNealus. Williford.
Page. Woods.

Absent.

Caldwell. Hall.
Dorough. Hopkins.

Absent—Excused.

Bailey. Witt.

The bill was laid before the Senate, read third time and, on motion of Senator Clark was passed by the following vote:

Yeas—24.

Alderdice. Hertzberg.
Buchanan of Bell. Johnston.
Buchanan of Scurry. McNealus.
Carlock. Page.
Clark. Parr.
Cousins. Rector.
Dayton. Smith.
Dean. Strickland.
Dudley. Suiter.
Faust. Westbrook.
Floyd. Williford.
Gibson. Woods.

Absent.

Caldwell. Hall.
Dorough. Hopkins.

Absent—Excused.

Bailey. Witt.

Adjournment.

At 4:50 o'clock, p. m., the Senate, on motion of Senator Buchanan of Scurry, adjourned until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

Senator McNealus offered telegrams from Empire Transfer and Storage Co., and the Secretary of North Texas Wholesale Grocery Association of Dallas seeking repeal

of mileage tax on commercial trucks.

Senator Hertzberg offered three petitions from stockmen of Bandera County, asking support of the dog license bill.

Senator Dayton offered a "Congressional Message" in rhyme written by Mrs. F. McMinds.

Engrossing Committee Reports.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 52 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 11 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 97 carefully compared and find same to be correctly engrossed.

ALDERDICE, Acting Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 65 carefully compared and find same to be correctly engrossed.

ALDERDICE, Acting Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Engrossed Bills have had Senate Bill No. 64 carefully compared and find same to be correctly engrossed.

FAUST, Chairman.

Committee Reports.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Judicial Districts to whom was referred S. B. No. 110, A bill to be entitled "An Act increasing the salary of the Official Court Reporter for the Sixth Judicial District of Texas to the sum of Eighteen Hundred (\$1,800.00) Dollars; providing the manner of payment of such salary, and declaring an emergency,"

Have had same under consideration and beg to report back to the Senate with the recommendation that it do pass and be not printed.

Dorough, Chairman; Williford, Rector, Hall.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads, Bridges and Ferries to whom was referred

H. B. No. 107, A bill to be entitled "An Act to create a more efficient Road System for Kaufman County, Texas, etc., and declaring an emergency,"

Have had same under consideration and beg leave to report it back to the Senate with the recommendation that it do pass and that it be not printed.

Woods, Chairman, Strickland, Williford, Carlock, Caldwell.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Judicial District to whom was referred S. B. No. 111, A bill to be entitled "An Act increasing the salary of the Official Court Reporter for the Seventy-sixth Judicial District of Texas to the sum of Eighteen Hundred (\$1,800.00) Dollars; providing the manner of payment of such salary, and declaring an emergency,"

Have had the same under consideration and beg to report back to the Senate with the recommenda-

tion that it do pass and be not printed.

Dorough, Chairman; Williford, Rector, Hall.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

We, your Committee on Public Lands and Land Office, to whom was referred

S. B. No. 10, A bill to be entitled "An Act validating all sales of public free school land made on October 22, 1903, in quantities not exceeding forty acres, and same have been fully paid for, and declaring an emergency,"

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass and be not printed.

CALDWELL, Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Public Health to whom was referred

S. B. No. 108, A bill to be entitled "An Act to change the name of the Insane Asylum at Rusk, Texas, known as the hospital for negro insane to the East Texas Hospital for the insane; providing for the immediate admission of all insane persons; providing for the admission of both white and negro insane, and declaring an emergency,"

Have had same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed, but printed in the Journal.

McNEALUS, Chairman.

By Strickland, S. B. No. 108.
Cousins, Smith.

A BILL to be entitled

An Act to change the name of the Insane Asylum at Rusk, Texas, known as the hospital for negro insane to the East Texas Hospital for the Insane; providing for the immediate admission of all insane persons; providing for the admission of both white and negro insane, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the name of the insane asylum at Rusk, Texas, known as the hospital for the negro insane be changed to "The East Texas Hospital for the Insane."

Sec. 2. That as soon as this Act becomes effective and operative the superintendent of said asylum shall admit all persons in Texas who have been adjudged insane, giving preference to those who are now in jail, or other places of restraint.

Sec. 3. That both white and negro patients shall be admitted to said hospital, but the whites and negroes shall be kept in separate wards, and the two races shall be kept separate and apart at all times.

Sec. 4. All laws and parts of laws in conflict with this Act are hereby repealed, but this Act is intended to be cumulative of all other laws relating to the care and custody of the insane.

Sec. 5. The fact that there are now confined in the jails of this State a large number of both white and negro insane, and that there is no other place prepared to receive them at once, creates an emergency and imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this Act shall take effect from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 73, A bill to be entitled "An Act to provide adequate method of regulating the practice of civil engineering and surveying in the State; defining civil engineering and surveying; creating a Board of Engineering Examiners and prescribing its powers, duties and compensation; providing for a special fund to be derived from fees; providing for certificates of registration and for examinations and licensing civil engineers and surveyors; defining the qualifications of civil engineers and surveyors; prescribing the mode and manner of holding examinations, and the form of licenses; authorizing the

issuance of licenses without examination under certain conditions; fixing fees; providing for a record of certificates of registration and licenses; providing for issuance of surveyor's licenses to civil engineers without examination under certain conditions; fixing the life of certificates of registration and licenses and providing for renewals thereof; authorizing the issuance of temporary licenses; providing for revocation of certificates of registration and licenses; providing for appeals; providing a penalty for the practice or attempted practice of civil engineering or surveying without a license or certificate of registration; requiring certain classes of reports, maps or other official documents to bear certificates of a registered or licensed civil engineer or surveyor; providing for exemptions under certain conditions; repealing all laws in conflict herewith, and declaring an emergency."

Have had the same under consideration, and beg leave to report the same back to the Senate with the recommendation that it do pass with committee amendments.

CARLOCK, Vice-Chairman.

Amend Senate Bill No. 73 by adding at the end of Section 2, the following words:

"But shall not embrace the work or official duties of the county surveyor in making land surveys, or to land surveying preformed by individuals for private parties in the sub-division of lands."

Dayton and Dudley.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 53, A bill to be entitled "An Act to amend Section 8, Chapter 139, of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature at its Regular Session, denominated "An Act to create the Eighty-eighth Judicial District:" etc,"

Have had the same under consideration and report same back to

the Senate with the recommendation that it do pass and be not printed.

Dorough, Chairman; Hall, Rector, Williford.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Finance to whom was referred

H. B. No. 5, A bill to be entitled, "An Act to establish and fix the salaries of the following named officers: Superintendents and employees of the State Government of the State of Texas, to-wit: The Superintendents of the Blind Institute, the Deaf and Dumb Institute, the Epileptic Colony, State Lunatic Asylum, the Southwestern Insane Asylum, the North Texas Hospital for the Insane, Northwest Texas Insane Asylum, the Hospital for Negro Insane, State Institution for Training of Juveniles, Colony for the Feeble Minded, the Confederate Home, the Confederate Woman's Home, the Girls Training School, the Deaf, Dumb and Blind Institute for colored youths and the Head Physician of the State Pasteur Institute, repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed with the following Committee Amendments: Amend the caption of House Bill No. 5 by adding after the words "State Pasteur Institute" and before the word "Repealing" the words "Railroad Commissioners."

Amend House Bill No. 5 by adding after Section 4 a new section to be known as Section 4-A which is as follows: Section 4-A, the Railroad Commissioners shall each receive an annual salary of \$5,000.00 per year, providing that \$1,000.00 per annum of the salary of each Railroad Commissioner shall be paid out of the fund created by Section 11, Chapter 30 of the Acts of the Regular Session of the Thirty-fifth Legislature.

WESTBROOK, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 64, A bill to be entitled, "An Act to fix the time of holding the Courts in the Sixty-fourth Judicial District of Texas, and to validate all process, bonds and recognizances heretofore taken in the court of said district and all judgments therein rendered, or to be rendered, and repealing all laws in conflict herewith, and declaring an emergency,"

Have had the same under consideration, and report same back to the Senate with the recommendation that it do pass and be not printed.

Dorough, Chairman; Hall, Williford, Rector.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 97, A bill to be entitled "An Act to amend an Act entitled 'An Act to establish and create a Criminal District Court for Bowie County, etc.,' and declaring an emergency."

Have had the same under consideration and report same back to the Senate with the recommendation that it do pass and be not printed.

Dorough, Chairman; Hall, Williford, Rector.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

S. B. No. 46, A bill to be entitled "An Act to amend Chapter 94 of the laws passed at the Regular Session of the Thirty-sixth Legislature, being an Act approved on March 20th, 1919, so as to make it the duty of the Commissioners Court to provide suitable places in the court house

in precincts containing 25,000 inhabitants or more at the county seat, and declaring an emergency."

Have had the same under consideration, and beg leave to report it back to the Senate with the recommendation that it do pass.

PARR, Chairman.

(Floor Report.)

Senate Chamber,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 98, A bill to be entitled "An Act to exempt Sabine, San Augustine, Newton, Jasper and Angelina Counties from the provisions of Chapter 60, General Laws of the Regular Session, Twenty-fifth Legislature, 1917, and to postpone the eradication of ticks in said counties until January 1st, 1922, and declaring an emergency,"

Have had same under consideration and beg leave to report same back to the Senate with the recommendation that it do pass and be not printed.

Clark, Chairman; Hall, Dudley, Parr, Buchanan of Scurry, Dorough.

Committee Room,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Public Health to whom was referred

S. B. No. 78, A bill to be entitled "An Act to amend Section 1, Chapter 150, Acts of the General Laws of the State of Texas, passed by the Thirty-sixth Legislature, denominated 'An Act to amend Section 1, 2, 3, 4, and 5 of Chapter 35, Acts of the Twenty-ninth Legislature, which is an Act to regulate the sale of cocaine and other drugs; to regulate the issuance of prescriptions for such drugs; to require persons selling such drugs upon prescriptions to file same; to prohibit fraudulent representation, and to provide that nothing in this Act shall prevent the sale of certain proprietary preparations containing not more than two grains of opium, one-eighth grain of morphine, two grains fluid ounce, and to provide penalties for the violation

thereof; and repealing all laws in conflict herewith; and providing for an emergency; the amended section providing for the regulation of the sale of cocaine and other drugs, regulating the selling such drugs upon prescriptions to file the same; and to provide further that provisions concerning the sale of such drugs shall not apply to sales by wholesale jobbers, wholesalers and manufacturers to retail druggists nor to sales at retail by retail druggists to regulate practitioners of medicine, dentistry or veterinary medicine, not to sales made to manufacturers of proprietary or pharmaceutical preparations for uses in the manufactures of such preparations; nor the sales to hospitals, colleges, scientific or public institutions and declaring an emergency."

Have had same under consideration and beg to report said bill back to the Senate with the recommendation that it do pass.

McNEALUS, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Public Health to whom was referred

S. B. No. 91, A bill to be entitled "An Act to amend Article 6292 of the Revised Civil Statutes of the State of Texas of 1911, providing that the Board of Pharmacy shall be entitled to charge and collect the following fees; for examination of an applicant for license as a pharmacist, Five (\$5.00) Dollars; for the examination of an applicant for license as an assistant pharmacist, Two Dollars and Fifty (\$2.50) cents. Every registered pharmacist and every assistant pharmacist who desires to continue in the pursuit of pharmacy in this State is required annually, after the expiration of the first year of registration and on or before the first day of January, each year, to pay to the Secretary of the Board, which shall not exceed Three (\$3.00) Dollars, in return for which a renewal of registration shall be issued; providing further that the State Board of Pharmacists shall each year turn over to the State Pharmaceutical Association for the advancement

of science and art of Pharmacy out of the annual fees collected by it, such sum as it may deem advisable, but not to exceed Two Dollars for each pharmacist who shall have paid his renewal fee during said year; said act providing that said Association shall annually report to said board on the condition of pharmacy in the State, and providing that all fees for examination shall be paid in advance of such examination, and declaring an emergency."

Have had same under consideration and beg to report said bill back to the Senate with the recommendation that it do pass.

McNEALUS, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 68 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 67 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 3, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 60 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 51 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 3, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 61 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 77 have had same under consideration, and I am instructed to report it unfavorably with recommendation that it do not pass.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 57 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 92 have had same

under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 106 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred S. B. No. 32 have had same under consideration, and I am instructed to report it unfavorably with recommendation that it do not pass.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Educational Affairs to whom was referred H. B. No. 65 have had same under consideration, and I am instructed to report it favorably with the recommendation that it do pass and that it be not printed, same being a Local School Bill.

ALDERDICE, Chairman.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Stock and Stock Raising, to whom was referred

S. B. No. 69, A bill to be entitled, "An Act amending Article 7220 of the Revised Civil Statutes of 1911 providing that the returns of election for preventing hogs and certain other animals from running at large shall be tabulated and counted in the same manner as provided for all gen-

eral elections in the State of Texas and further validating all such elections held in any county of this State where such election has been held under proper petition presented to the Commissioners' Court, upon proper order and notice of such election, and where a majority of the free-holders voting at such election have voted in favor of same, and declaring an emergency,"

Have had same under consideration, and I am instructed to report same back to the Senate with the recommendation that it do pass and be not printed.

CLARK, Chairman.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Roads Bridges and Ferries to whom was referred

H. B. No. 17, A bill to be entitled, "An Act to amend House Bill No. 500, an Act passed by the Regular Session of the Thirty-sixth Legislature of the State of Texas, to create a more effective road system for Hill County, Texas, making County Commissioners of said county ex-officio road commissioners, and prescribing their duties as such, by adding to said Act Section 8a, providing for the County Commissioners of Hill County to use their private automobiles in performing the duties devolved upon them by said Act, and providing that they shall be repaid out of the Road and Bridge Fund of said county for all expenses incurred by them in so using their private automobiles and amending section 10 thereof, by striking out the word 'graduate' and inserting the words 'has voted, or' and the words 'has issued' or; repealing all laws and parts of laws in conflict herewith, and declaring an emergency,"

Have had same under consideration, and beg leave to report same back to the Senate with the recommendation that it do pass, and be not printed.

Woods, Chairman; Carlock, Caldwell, Williford, Page, Clark, Strickland.

(Floor Report.)

Senate Chamber,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on State Affairs to whom was referred

S. B. No. 113, A bill to be entitled "An Act to amend Chapter 68 of the Acts of the Thirty-second Legislature as amended by Chapter 154 of the Acts of the Thirty-third Legislature; to provide that sand, gravel and marl taken from beneath the waters of Galveston Bay and its tributaries for raising the grade on Galveston Island and for the reconstruction and repair of Galveston Causeway shall be exempt from the provisions of said Chapter 68 of the Acts of the Thirty-second Legislature and ratifying and validating all permits heretofore issued by the Game, Fish and Oyster Commissioner for taking sand, gravel and marl from beneath the waters of Galveston Bay and its tributaries; and declaring an emergency,"

Have had the same under consideration and beg to report the same back to the Senate with the recommendation that it do pass.

Williford, Chairman; Carlock, Gibson, Parr, Smith.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 105, A bill to be entitled "An Act to amend Articles 637a, 637b and 637c of Chapter 203 Acts of the Regular Session of the Thirty-fifth Legislature, which Articles were by said Chapter added to Chapter 2, Title 18, Revised Civil Statutes, 1911, relating to the issuance of county bonds by any county for the purpose of purchasing or taking over improved roads already constructed by any road district or districts therein," etc.

Has had the said bill under consideration, and begs leave to report the same back to the Senate with the recommendation that it do pass, and that it be not printed, but be printed in the Journal.

DEAN, Chairman.

By Suiter.

S. B. No. 105.

A BILL
To be entitled.

An Act to amend Articles 637a, 637b and 637c of Chapter 203 Acts of the Regular Session of the Thirty-fifth Legislature, which Articles were by said Chapter added to Chapter 2, Title 18, Revised Civil Statutes, 1911, relating to the issuance of county bonds by any county for the purpose of purchasing or taking over improved roads already constructed by any road district or districts therein and further constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes throughout said county, requiring the commissioners court to set apart from such county issue bonds sufficient in amount to exchange or offset and retire outstanding bonds of such road districts and providing for the levy and collection of taxes for said county bonds, dispensing with taxes for said district bonds, authorizing necessary adjustments of sinking funds and permitting issuance of county bonds in excess of amounts needed to retire district bonds and expenditures of funds thus realized, and said Act providing for the issuance of county bonds by any county where same have been authorized by a vote of two-thirds majority of the qualified voters for the purpose of constructing district roads and further constructing roads throughout the county where district bonds have been voted but have not been sold and the proceeds not expended by such road district or districts in constructing district roads therein and providing for the cancellation and destruction of any unsold district bonds; authorizing the exchange or deposit of county bonds for any district bonds that have been sold; providing for the issuance of county bonds for the purchase of district roads and the further construction of roads throughout the county where any road district or districts have issued bonds and the proceeds derived from the sale thereof have

been applied to the construction of roads within and for such districts, authorizing the exchange of deposit of county bonds for any such district bonds thus substituted and providing for the cancellation and destruction of any such district bonds so retired; providing that such county bonds so issued to offset or retire any such district bonds shall be similar to said district bonds, except they shall be county obligations instead of district obligations; providing that county bonds issued in excess of the amount required to offset or retire such district bonds shall be issued and sold in the manner now provided by law; and to add to said chapter Articles 637g and 637h and provide for the issuance of county bonds already authorized for the purchase of district roads in any road district or districts where at the time the county election was held the road district or districts had not sold the road district bonds authorized therein, or, if sold and no roads have been constructed in such road district or districts; authorizing a county or any political subdivision or defined district thereof to hold elections for the purpose of the cancellation and revocation of any unsold bonds and which election shall be ordered and held in the same form and manner provided for in the voting of such bonds; providing for the destruction and cancellation of such unsold bonds so retired by reason of such elections and adjustment of existing tax levies and refund of any taxes levied and collected in anticipation of the sale of such bonds; providing that nothing in this Act shall be construed as invalidating any bond elections previously ordered or held in any county or political subdivision or defined district thereof for the purpose of constructing roads therein; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Articles 637a, 637b and 637c, of Section 2, Chapter 203, Acts of the Regular Session of the Thirty-fifth Legislature, be and the same are hereby amended so as

to hereafter read respectively as follows:

Article 637a. Whenever in any political subdivision or defined districts in any county in this State bonds have been issued under the authority of Chapter 2, Title 18, Revised Civil Statutes of Texas of 1911, or any amendments thereto, or under authority of any special county road law, and thereafter bonds are voted by the entire county for the purpose hereinafter authorized, such political subdivision or defined districts first issuing bonds may be fully and fairly compensated by the county in an amount equal in value to the amount of district bonds issued by such districts, and which shall be done in the form and manner hereinafter prescribed:

(1) It shall be the duty of the commissioners court, upon the presentation of a petition signed by two hundred and fifty resident property taxpaying voters of the county, whether residing in such road district or districts, or not, to order an election under the provisions of Chapter 2, Title 18 Revised Civil Statutes of Texas, 1911, to determine whether or not the bonds of such county shall be issued for road construction purposes as authorized by subdivisions 3 and 4 of this article.

(2) Such county bonds to be issued in such an amount as may be stated in the petition and order of the commissioners court, but within the limitations of the constitutional and statutory provisions; and at such election there shall also be submitted to the resident property taxpaying voters of the county the question as to whether or not a tax shall be levied upon the property of said county subject to taxation for the purpose of paying the interest on said bonds and to provide a sinking fund for the redemption thereof.

(3) Where such road district or districts have by the requisite vote of the qualified property taxpaying voters thereof authorized the issuance of bonds, and the same have not been issued and sold, or, if sold and the proceeds have not been expended, at the time the election is to be ordered for the entire county, then the proposed county bonds shall be issued for the following purpose: "The issuance of county bonds for

the construction of district roads and the further construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, throughout such county." If the proposition to issue such county bonds for said purpose shall receive the necessary favorable vote as is now provided by law, and said bonds shall have been approved and issued, then so much of the bonds so issued by the county as may be necessary to fairly and fully compensate such road district or districts shall be set aside by the commissioners court for that purpose; provided, that in the event such district bonds have not been issued and sold, then so much of the bonds so issued by the county as may be necessary to fairly and fully compensate such road district or districts shall be set aside for that purpose, and the same shall be sold and the proceeds applied to the construction, maintenance and operation of the roads within and for such road district or districts as contemplated by the election or elections theretofore held within and for such road district or districts, and such unsold district bonds shall thereupon become totally void, and it shall be the duty of the commissioners court of such county to immediately cancel and destroy such unsold district bonds; provided, however, that in the event such district bonds have been sold, then an exchange of a like amount of said county bonds may be made with the holder or holders of said district bonds as provided in subdivision 1 of Article 637b of this chapter, but if the commissioners court should find that such exchange cannot be made, then so much of the county bonds as may be necessary shall be transferred and placed to the credit of the interest and sinking fund account of such road district or districts in conformity with the procedure prescribed by Subdivision 2 of Article 637b hereof.

(4) Where such road district or districts have issued bonds for the construction of public roads therein and the proceeds derived from the sale of the bonds have been applied to the construction of roads within and for such districts, then such district roads may be merged into and become a part of the general county

system of public roads and such road district or districts shall be fully and fairly compensated by the county in an amount equal in value to the amount of bonds outstanding against such road district or districts at the time the bonds are issued by the county, and the proposed county bonds shall be issued for the following purpose: "The issuance of county bonds for the purchase of district roads and the further construction, maintenance and operation of macadamized, graveled or paved roads and turnpikes, or in aid thereof, throughout such county." In the event the proposition to issue such county bonds shall receive the necessary favorable vote as is now provided by law, and said bonds shall have been approved and issued, then so much of the bonds so issued by the county as may be necessary for that purpose shall be set aside and exchanged for a like amount of outstanding district bonds, or the same may be transferred and placed to the credit of such road district or districts for the purpose of paying and retiring such district bonds as the same may mature.

Article 637b. If the proposition to issue such county bonds shall receive the necessary favorable vote as is now provided by law, and said bonds shall have been approved and issued, the taxes theretofore levied and collected in any road district or districts shall from that date be dispensed with as hereinafter provided, and the bonds so set apart by the commissioners court shall be used exclusively for the purpose of constructing the roads in any such subdivisions or districts or for the purpose of purchasing or taking over the improved roads in any such subdivisions or districts, as the case may be. The exchange of such county bonds for such outstanding district bonds shall be made in one of the following methods, to wit:

(1) An exchange of said bonds may be made with the holder or holders of any outstanding district bonds. The agreement for such exchange shall be evidenced by order of the commissioners court authorizing the same and by the written consent of the holder or holders of such district bonds, properly signed and acknowledged, as provided for the

acknowledgment of written instruments by the laws of this State, which said order of the commissioners court, written agreement properly executed by the holder or holders of such district bonds, together with the county bonds to be given in exchange, shall be presented to and approved by the Attorney General of the State and shall bear his certificate of approval before the exchange is finally consummated. When such exchange of county bonds for district bonds shall have been consummated, it shall be the duty of the commissioners court to cancel and destroy said district bonds, and thereafter no tax shall ever be levied or collected therefor under the original election in such subdivisions or districts and the sinking funds then on hand to the credit of any such subdivisions or districts shall be passed to the sinking fund account of the county.

(2) In the event the exchange of the county bonds for the outstanding district bonds cannot be made as hereinabove provided for, it shall then be the duty of the commissioners court, at as early a date as practicable, to deposit with the county treasurer for the credit of the interest and sinking fund account of such road district or districts an amount of county bonds equal in value to the amount of outstanding district bonds. The order of the commissioners court authorizing the deposit of county bonds for the credit of the interest and sinking fund account of such road district or districts, together with the county bonds so authorized to be deposited, shall be presented to and approved by the Attorney General of the State and shall bear his certificate of approval before such deposit of county bonds shall be made and credit passed to such road district or districts. After such county bonds shall have been deposited for the credit of the interest and sinking fund accounts of any such road district or districts the sinking fund then on hand to the credit of such road district or districts shall be passed to the credit of the sinking fund account of the county and the commissioners court shall no longer levy and collect the taxes provided for under the original election for said bonds in such road district or districts, but in lieu thereof the said

court shall, from the taxes levied for the purpose of providing the necessary interest on the county bonds hereinabove provided for, pay annually the interest on said county bonds deposited for the credit of such road district or districts, detaching the coupons therefor, and said payment of interest shall be passed to the credit of the interest account of such road district or districts as the owner or owners of said county bonds, and the funds so realized by said road district or districts shall be used by the commissioners court for the purpose of paying the interest on all of such outstanding district bonds. It shall also be the duty of the commissioners court to set aside annually, from the taxes levied to provide the necessary sinking fund for such county bonds, the necessary sinking fund for the retirement of said county bonds and upon the maturity of said county bonds the commissioners court shall pay said bonds in full and said payments shall be passed to the credit of the sinking fund of such road district or districts and the funds so realized by said road district or districts shall be used by the commissioners court to pay in full all outstanding district bonds.

Article 637c. The county bonds issued for the purposes contemplated in subdivisions three and four of Article 637a shall be issued in similar denominations, bearing the same rate of interest, having the same dates of maturity and with similar options of payment as the outstanding district bonds, it being the intent hereof that said county bonds shall in every respect be similar to said district bonds, except they shall be county obligations instead of district obligations, and shall be dated on a date after the date of the election at which they were authorized; and the county bonds in excess of the amount required to exchange, offset and retire said outstanding district bonds shall be issued and sold in the manner now provided by law and may mature serially or otherwise at the discretion of the commissioners court and may run for a term not to exceed forty years and such bonds shall bear not more than $5\frac{1}{2}\%$ interest per annum, and the proceeds thereof shall be credited to

the available road fund of the county and shall be expended by the commissioners court in constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes or in aid thereof throughout such county. The issuance and sale of the bonds herein authorized and the levy and collection of taxes therefor shall be conducted as now required by law, except as herein otherwise provided; and provided further that the necessary expense incident to the issuance of said bonds may be paid out of the proceeds from the sale thereof.

Section 2. That there shall be added to said Chapter of the Revised Civil Statutes of 1911 two new articles to be designated as Articles 637g and 637h, and which shall read respectively as follows:

Article 637g. Where any county in this State has already voted bonds for the purpose of purchasing or taking over district roads in any road district or districts within such county and it shall appear that at the time such county election was held any one or more of such road district or districts has not issued and sold the road district bonds theretofore authorized by a vote of the qualified voters therein, then the commissioners court of such county may issue the county bonds already authorized in the election held throughout the county for the purpose of purchasing or taking over such district roads, and such county bonds so issued shall as to amount, rate of interest, date or dates of maturity, and options of payment conform in every respect to such district bonds as described in the order of the commissioners court ordering the election at which such district bonds were authorized. If such district bonds have been sold but no roads have been constructed within and for such road district or districts then such county bonds shall be issued for an amount equal in face value to the amount of such district bonds and the issuance thereof shall conform in every respect to the provisions and requirements of either subdivision 1 or subdivision 2 of Article 637b hereof. The county, for and on behalf of such road district or districts, shall then proceed with the construction of such district

roads, and the district roads so constructed shall be merged into and become a part of the general county system of public roads; provided, that the provisions of this Article shall apply only to such county road bond elections that have been ordered and held prior to the taking effect of this Act.

Article 637h. In the event any bonds heretofore voted or that hereafter may be voted by any county or political subdivision or defined district of any county, under the provisions of Chapter 2, Title 18, Revised Civil Statutes of Texas of 1911, and amendments thereto, or under authority of any special county road law, shall have remained unsold and the Commissioners Court shall find that the bonds cannot be legally sold in conformity with the law, then it may, or, upon petition of a two-thirds majority of the qualified property taxpaying voters of such county or political subdivision or defined district thereof, as shown by the records in the office of the County Tax Collector, shall, order an election for the purpose of submitting the question of the cancellation and revocation of said bonds to a vote of the qualified property tax paying voters of such county or political subdivision or defined district thereof and the said election shall be ordered, held and conducted in the same form and manner as that at which such bonds may have been originally voted and authorized, and in the event the result of such election for the cancellation and revocation of such unsold bonds shall show that two-thirds of the qualified resident property taxpaying voters of such county or political subdivision or defined district of such county voting at such election have voted for the cancellation and revocation of such unsold bonds, the result of such election shall be duly declared by the commissioners court of the county in which such election shall have been held, the returns of such election and the result thereof duly entered of record in the minutes of the commissioners court of such county and immediately thereupon such unsold bonds shall become totally null and void and it shall thereupon become the duty of the commissioners court

to cancel and destroy such unsold bonds by burning and shall forward a certified copy of their minutes showing such destruction and cancellation to the Comptroller of Public Accounts, who shall thereupon cancel the registration of said bonds, as shown on the records of his office. It shall further be the duty of the commissioners court of such county immediately to re-adjust all existing tax levies to properly meet the conditions resulting from the cancellation of such unsold bonds and to relieve the taxpayers of such county or political subdivision or defined district of such county of any further or existing tax levy previously made for the purpose of paying the interest on said bonds and providing a sinking fund for the redemption thereof; providing that where any taxes have been levied and collected in the name of the county or political subdivision or defined district thereof in anticipation of the sale of such bonds, such taxes so far as unexpended shall in the event of the cancellation and revocation of such unsold bonds and on order of the commissioners court duly entered of record be returned to the taxpayers ratably after deducting the compensation of the tax assessor, tax collector and county treasurer in connection therewith, and any other claims properly chargeable against such taxes and proper receipts for all sums so refunded to be taken and filed by the county treasurer. Provided further that in the event a two-thirds majority of such qualified resident property taxpaying voters voting at said election be not in favor of the proposition for the cancellation and revocation of such unsold bonds, the result of such election shall nevertheless be declared and entered of record in the same manner as though the result thereof had shown a two-thirds majority for the cancellation and revocation of such bonds.

Section 3. Nothing in this Act shall be construed as validating any bond elections previously ordered or held within and for any county in this State or any political subdivision or defined district of any county under the provisions of Chapter 2, Title 18, Revised Civil Statutes of Texas of

1911, and amendments thereto, or under authority of any special county road law.

Section 4. The inadequacy of the present law in relation to the subject matter of this Act creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended and said rule is suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Mining, Irrigation and Drainage, to whom was referred Senate Bill No. 51, have had the same under consideration and beg leave to report the same back to the Senate with the recommendation that it do not pass, but that the committee substitute bill do pass in lieu thereof, that the original bill be not printed, and that the substitute bill be printed in the Journal only.

DUDLEY, Chairman.

The substitute bill Follows:

A BILL

To Be Entitled.

An Act to relinquish to the owner of the soil an undivided fifteen-sixteenths of all oil and gas and the value of the same that may be within or upon all surveyed public free school and asylum land and portions of same which have heretofore been sold and which which may hereafter be sold with a mineral classification or with a mineral reservation, and reserving to the public free school and asylum funds the remaining undivided one-sixteenth and the value of same; authorizing the owner of the soil to sell or lease same for the development of the oil and gas that may be therein and securing to said funds their portion thereof; providing for the drilling of offset wells; providing for the forfeiture of oil and gas rights for failure to comply with the law and for the reinstatement of forfeited rights; providing for a combination of oil and gas per-

mits and for the extension of time in which to begin and complete development upon payment of sums due under the terms of the permits; providing for the assignment of permits and leases; providing for the relinquishment of the whole or part of a permit; providing that permits on University land shall come within certain provisions of this Act; providing that payment per acre and obligations to pay royalty shall, when paid, be in lieu of damages to the soil; providing that rights secured under former law shall not be affected except as changed or modified by this Act, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The State hereby relinquishes to the owner of the soil an undivided fifteen-sixteenths of all oil and gas and the value of the same that may be upon or within the surveyed public free school and asylum land and portions of such surveys that has heretofore been sold with a mineral classification and that which may hereafter be sold with a mineral classification or mineral reservation, subject to the terms and conditions of this Act and any future law; and the remaining undivided portion of said oil and gas and the value of same is hereby reserved for the use and benefit of the public free school land and the several asylum funds.

Section 2. The owner of said land is hereby authorized to sell or lease to any person, firm or corporation the oil and gas that may be thereon or therein upon such terms and conditions as such owner may deem best, subject only to the provisions of this Act and the reservation herein for the benefit of the school and asylum funds. All leases and sales so made shall be assignable.

Section 3. If oil or gas should be discovered in paying quantities on land that is not included in this Act and within one thousand feet of land that is so included, the owner, lessee, sub-lessee or receiver or other agent in control of such land as is included herein, shall in good faith begin the drilling of an offset well or wells upon such land as is included herein within one hundred and eighty days

after the first discovery, and prosecute same with diligence to completion. Every offset well shall be drilled to the depth necessary for effective protection against undue drainage by other wells in that locality.

Section 4. If the persons aforesaid, who own or control land included in this Act, should fail or refuse to begin such drilling of offset wells thereon within the time required, or fail or refuse to drill such well or wells diligently and in good faith, or fail or refuse to drill such well or wells to the depth necessary for the purpose intended, or fail or refuse to use the means necessary to the development of any well or wells drilled thereon, thereupon the relinquishment herein granted shall ipso facto terminate and the rights acquired thereunder shall likewise terminate, and the oil and gas relinquished herein shall revert to and become the property of the State's General Revenue Fund; and when the Commissioner of the General Land Office is sufficiently informed of the facts which so terminate such rights he shall endorse on the wrapper containing the papers relating to the sale of the land words indicating such termination and sign it officially.

Section 5. When the relinquishment granted herein and the rights acquired thereunder shall have been terminated as provided in the preceding section, the Commissioner shall take possession of the land and advertise the oil and gas therein for sale. All such sales shall be made at such times as the Commissioner may determine and in the same manner as is now provided for the sale of public free school land. The sale shall be made to the person, firm or corporation that will pay the highest price therefor in addition to one-eighth of the oil and gas produced or the value of same, which shall be reserved to the public free school fund. The sum received in addition to the reserved one-eighth shall be divided equally between the general revenue fund of the State and the owner of the soil, after deducting the expenses incident to the advertisement and sale. Purchasers at such sales shall begin the drilling of the necessary offset wells within sixty days after the acceptance of their

offer and the failure to do so and the failure to comply with the provisions of this Act relating to the drilling of offset wells shall likewise operate as a termination of the rights acquired thereunder and the substances therein shall be subject to sale as herein provided.

Section 6. One-sixteenth of the value of the gross production of oil saved and one-sixteenth of the gross production of gas saved and sold off the premises shall be paid to the State and the owner of the soil on or before the twentieth day of each month for the preceding month and it shall be accompanied by a sworn statement of the owner, manager, or other authorized agent, showing the gross amount of oil produced and saved since the last report and the gross amount of gas produced and sold off the premises, and the market value of same, together with a copy of all daily gauges of tanks, gas meter readings, if any, pipe line receipts, gas line receipts and other checks or memoranda of amount produced and put into the pipe lines, tanks or pools and gas lines or gas storage. The books and accounts, the receipts and discharges of all lines, tanks, pools and meters, and all contracts and other records pertaining to production, sale, and marketing of oil or gas shall at all times be subject to inspection and examination by the Commissioner of the General Land Office, the Attorney General, the Governor, or the representative of either.

Section 7. All sums due the State under the operations of this Act shall be due and payable at Austin, Travis County, and shall be paid to the Commissioner of the General Land Office and he shall transmit all remittances in the form received to the State Treasurer, who shall credit the fund to which the land originally belonged with the amount paid upon production.

Section 8. The State shall have a first lien upon all oil and gas produced upon the land to secure the payment of all sums of money that may be due or become due under the provisions of this Act; and the owner of the soil shall have a second lien thereon to secure the payment of sum that may be due him.

Section 9. If any person, firm or corporation, operating under this

Act, should fail or refuse to make the payment of any of money due within thirty days after it becomes due, or if such one or an authorized agent should knowingly make any false return or false report concerning production or drilling, or if such one should fail or refuse the proper authority access to the records pertaining to the operations, or if such one or an authorized agent should knowingly fail or refuse to give to give correct information to the proper authority, or knowingly fail or refuse to furnish to the General Land Office a correct log of any well, the rights acquired under the permit or lease shall be subject to forfeiture by the Commissioner of the General Land Office, and when sufficiently informed of the facts which authorize a forfeiture, he shall forfeit same, and the oil and gas shall be subject to sale in the manner as provided in Section 5 of this Act, except the owner of the soil shall not thereby forfeit his interest in the oil and gas; provided such forfeiture may be set aside and all rights theretofore existing shall be reinstated at any time before the rights of another intervene upon satisfactory evidence of future compliance with the provisions of this Act.

Section 10. The provisions of this Act relinquishing to the owner of the soil fifteen-sixteenths of the oil and gas in or under such soil is made subject to the rights now existing under valid permits to prospect for oil and gas that have heretofore been issued or which may hereafter be issued upon valid applications now on file for such permits; and the rights secured under such permits or applications for permits shall be terminated in the manner provided by the law under which such rights were secured or under the provisions of this Act, but when such rights shall be so terminated such relinquishment shall be fully effective; provided a relinquishment to the State of a lease that may be producing oil or gas in paying quantities shall not operate to relinquish nor convey to the owner of the soil any interest whatever in the oil and gas that may be in the land included in such lease.

Section 11. If one has heretofore or should hereafter acquire any valid right to the oil and gas in any unsold

public free school or asylum land under any other law, a subsequent purchaser of such land shall not acquire any rights to any of the oil and gas that may be therein, but when such rights shall be terminated in the manner provided in the law under which such rights were obtained, then the owner of the soil shall become the owner of that portion of the oil and gas herein relinquished and shall be thereafter subject to the provisions of this Act. A forfeiture of the purchase of any survey or tract for any cause shall operate as a forfeiture of the minerals therein to the State.

Section 12. Permits issued or to be issued upon applications heretofore filed or hereafter filed upon any land included in this Act may be assigned into one ownership or may be grouped into one organization, upon such terms as the owners may agree, and in quantities not to exceed sixteen sections of 640 acres each, more or less in one group for the purpose of developing oil and gas. All such assignments and agreements shall be recorded in the county or counties in which the land or a part thereof is situated and shall be filed in the General Land Office within sixty days after the execution of the same, accompanied by one dollar as a filing fee.

Section 13. The owner of a permit shall have eighteen months from the date thereof in which to begin the drilling of a well for oil and gas on some portion of the land included therein. The owner or owners of a combination of permits, held by assignment or agreement, shall have a like period of eighteen months from the average date of the permits included therein in which to begin the drilling of a well for oil and gas on some portion of the land included therein, and the drilling on one permit shall be sufficient for the protection of all the permits included in such combination. Owners of permits included herein shall have three years after the date of the permit and the same time after the average date of the permits placed in a combination of permits in which to complete the development of oil and gas thereon, and if oil and gas should not be found in paying quantities and

a lease applied for within said time, all rights in such permit or combination of permits shall terminate, and the oil and gas in such land shall become subject to the provisions of this Act relating to the relinquishment of oil and gas to the owner of the soil.

Section 14. If oil or gas should be produced in paying quantities upon any land included in this Act, the owner of the permit shall report the development to the Commissioner of the General Land Office within thirty days thereafter and apply for a lease upon such whole surveys or tracts in each permit as the owner or owners of a combination of permits may desire to be leased and accompany the application with a log of the well or wells, and the correctness of the log shall be sworn to by the owner, manager or driller, and thereupon a lease shall be issued without the payment of any additional sum of money and for a period not to exceed ten years, subject to renewal or renewals.

Section 15. The owner of a permit or a combination of permits that desire to avail themselves of the terms of this Act shall pay to the State ten cents per acre, annually in advance, for the second and third years and shall likewise pay to the owner of the soil ten cents per acre for the first year of such permit and a like sum thereafter annually in advance. A failure to make either of said payments shall subject the permit or permits to forfeiture by the Commissioner of the General Land Office, and when sufficiently informed of the facts which subjects the permit or permits to forfeiture the said commissioner shall forfeit the permit or permits by an endorsement of forfeiture upon the wrapper containing the papers relating to the permit or permits and sign it officially. The payment of the ten cents per acre to the owner of the soil may be made in person or by payment to the county clerk of the county in which the land is situated, and the said clerk shall deposit such payment in some bank at the county seat to the credit of the record owner of such land. If the owner of the soil should refuse to accept such payment, the said

clerk shall withdraw such deposit and return same to the owner of the permit or permits. The payment, or the tender of payment shall be evidenced by the receipt of the owner or part owner or county clerk filed among the papers in the General Land Office relating to such permit or permits.

Section 16. The owner of a permit or combination of permits may relinquish to the State a permit or combination of permits or any whole survey or whole tract included in a permit at any time before obtaining a lease therefor by having such relinquishment recorded in the county or counties in which the land or a part thereof is situated and file it in the General Land Office within sixty days after its execution, accompanied by one dollar as a filing fee.

Section 17. The provisions of this Act, so far as they relate to a combination of permits and extensions of time for beginning development and time for development, shall apply to permits heretofore issued and those hereafter issued upon University land.

Section 18. The payment of ten cents per acre and the obligation to pay to the owner of the soil one-sixteenth of the production and the payment of same when produced and the acceptance of same by the owner, shall be in lieu of all damages to the soil.

Section 19. All the terms, conditions, limitations and obligations provided in the law under which permits included herein have been or may be issued and rights secured therein shall continue and remain in full force and effect except as changed or modified by this Act.

Section 20. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed.

Section 21. The importance of the legislation proposed and the short term of this special session creates an emergency and an imperative public necessity exists that the constitutional rule requiring bills to be read on three separate days in each house should be suspended and that this bill be placed upon third reading and final passage and that it take effect from and

after its passage, and it is so enacted.

Committee Room,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred S. B. No. 84, A bill to be entitled "An Act defining and classifying the civil service of the State of Texas and its counties, and of such municipalities as may adopt the provisions of this Act, as herein provided; creating a civil service commission and prescribing who shall appoint and how the same shall be appointed, and defining and prescribing the duties, powers and authority of such civil service commission; creating and defining rules and regulations governing the civil service of the State and its counties, and such municipalities as may adopt the provisions of this Act; conferring upon the Civil Service Commission the right and authority, and making it the duty of said Commission to adopt such rules and regulations not inconsistent with the law, as may be necessary for carrying out and putting into effect the terms and provisions of this Act; regulating the employment, terms, promotion and discharge of certain officers and employees of this State and its counties, and such municipalities as may adopt the provisions of this Act, as provided under the Civil Service Commission, and exempting certain officers and employees from the provisions of this Act; fixing the compensation of the Civil Service Commissioners and their employees; defining and prescribing certain duties for various State and county officers and heads of the departments of the State and certain officers of municipalities, adopting the provisions hereof; prescribing the manner and method by which an incorporated town or city may adopt the provisions of this Act, and providing that when so adopted that this Act shall immediately be in full force and effect in such city or town; creating certain offenses for violations of the provisions of this Act, and defining same, providing penalties therefor; and declaring an emergency."

Has had said bill under consideration, and begs to report the same

back to the Senate with the recommendation that it do pass.

DEAN, Chairman.

Enrolling Committee Reports.

Committee Room,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 16, copy of which is hereto attached, and find it correctly enrolled, and have this day at 2:45 o'clock, p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

Committee Room,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 15, copy of which is hereto attached, and find it correctly enrolled, and have this day at 2:45 o'clock, p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

Committee Room,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Bill No. 14, copy of which is hereto attached, and find it correctly enrolled, and have this day at 2:45 o'clock, p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

Committee Room,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 10, copy of which is hereto attached, and find it correctly enrolled, and have this day at 3:20 o'clock, p. m., presented the same to the Governor for his approval.

SMITH, Chairman.

By Hopkins.

S. C. R. No. 10.

Whereas, the Regular Session of the Thirty-sixth Legislature of the State of Texas, passed a law prohibiting within the boundaries of the State of Texas the operation and maintenance of pool halls, which law became effective on the first day of May, A. D. 1919, and

Whereas, certain pool hall operators in the State of Texas presented an ex parte application to the Federal Court and obtained a temporary injunction restraining certain officers of the State of Texas from enforcing such pool hall law; and

Whereas, pool halls as they have been and are now being operated in Texas, are a public nuisance, a rendezvous for idlers and violators of the law and are detrimental to the moral welfare of the people of Texas and of communities in which they are permitted to operate; and

Whereas, the Court that granted the injunction restraining the enforcement of such pool hall law will doubtless dissolve such temporary injunction as soon as a hearing is had and the facts concerning said pool hall law and the pool hall business as it is now and has been conducted in the State of Texas, are established, but many pool halls are now being operated in violation of such law without any molestation on the part of the officers of Texas, who are respecting in every way the injunction issued by the Federal Court, and

Whereas, it is the sense of the Legislature of Texas that all persons who take advantage of such injunction and operate pool halls in violation of such pool hall law, should, as soon as such injunction is dissolved, be prosecuted to the fullest extent of the law; therefore, be it

Resolved, by the Senate of Texas, the House of Representatives concurring, That the county attorneys, district attorneys and all other officers charged with the duty of enforcing the law be requested to make investigations in regard to the operation of pool halls in their respective jurisdictions and preserve the names of witnesses and the dates as to each violation of the pool hall law that as soon as such injunction is dissolved, if the same should be

dissolved, that they institute prosecutions against all persons who are operating or maintaining or who have operated or maintained pool halls in violation of such pool hall law and that separate prosecutions be instituted for each day such pool halls are operated in violation of such law and that upon a trial of such causes the maximum penalties be sought.

Resolved further, That the Secretary of State be directed to furnish printed copies of this resolution to all county attorneys, district attorneys, sheriffs, and chiefs of police of this State.

Committee Room,
Austin, Texas, July 7, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 12, copy of which is hereto attached, and find it correctly enrolled, and have this day at 3:20 o'clock, p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

By Woods.

S. C. R. No. 12.

Be it Resolved, by the Senate of the State of Texas, the House of Representatives concurring, that in accordance with the recommendation of the Governor as submitted to this Legislature on June 30, 1919, there be appointed by the presiding officer of each House respectively, a joint committee of two members of the Senate and three members of the House, to meet and confer with the Honorable Board of Prison Commissioners, the Honorable Board of Pardon Advisors and the Governor of the State in regard to the formulation of proper corrective legislation in the interest of the betterment of the prison system.

Committee Room,
Austin, Texas, July 8, 1919.

Hon. W. A. Johnson, President of the Senate.

Sir: Your Committee on Enrolled Bills have carefully examined and compared Senate Concurrent Resolution No. 13, copy of which is hereto attached, and find it correctly en-

rolled and have this day at 2:45 o'clock p. m. presented the same to the Governor for his approval.

SMITH, Chairman.

By Westbrook.

S. C. R. 13.

Whereas, it is fitting and appropriate at this period of the world's history, to perpetuate the deeds of valor and heroism of those engaged in the great war just closed, which was fought to a successful conclusion for democracy and the freedom of the world; and

Whereas, no page in the history of this great conflict is more resplendent with the glory of the deeds of valor in this great conflict than those of our brave boys from Texas, who, under their matchless commander led the 180th Infantry, known as the Texas Brigade, in the St. Mihiel offensive September 12th to 16th, capturing the Quarten-Reserve and German fortifications and camp September 12th; Bois-le-Paetre September 13, and Vilcey-Sur-Trey Villers-Sirus-Preny, Vandieres Cote 327, and Bois des-Rappes September 14th and 15th, 1918, Participated in the entire Meuse-Argonne offensive making an attack for the 90th Division November 1st and 2nd, which broke the Freva Stellung line at Andevanne, and Villers-devant-Dun, and capturing eighteen officers and 789 men, which action on the part of our Texas boys, was the crowning event of this offensive, and contributed very largely toward causing Germany to ask for an armistice, and

Whereas, on account of this persistent action of our boys under their brilliant leader, Brigadier General U. G. McAlexander, he was denominated as the "Rock of the Marne," bearing an analogy to Stonewall Jackson at Bull Run, and

Whereas, our Texas boys desiring to commemorate the history of these achievements and to testify to their love and fidelity of their splendid leader, have, by voluntary contributions on their part, caused to be painted a life sized portrait of Brigadier General U. G. McAlexander, who commanded the all Texas Brigade that brought about these achievements, and who desire that this portrait of their leader be

placed in the gallery of paintings along side those other great men who have written such brilliant history in this Republic; now, therefore, be it

Resolved, by the Senate, the House concurring, That the State of Texas accept this life sized portrait of Brigadier General U. G. McAlexander and order same hung upon the wall of the State Capitol, at such appropriate place as the Governor and the Superintendent of Public Buildings and Grounds may decide upon, and there preserved as a memento of the deeds of valor of the 180th Infantry—All Texas Brigade.

Be it further resolved, That a committee of five of the Senate and seven of the House be appointed to make suitable arrangements for the presentation and acceptance of this life sized portrait and that Brigadier General U. G. McAlexander be notified of this action of the Legislature, and be requested to be present on this occasion;

Resolved further, That the surviving members of the 180th Infantry—All Texas Brigade, be invited to be present and take part in these ceremonies;

Resolved further, The hour fixed for the presentation and acceptance of the portrait of Brigadier General U. G. McAlexander be fixed at 10:30 a. m., July 15, 1919.

THIRTEENTH DAY.

Senate Chamber,
Austin, Texas, July 9, 1919.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor W. A. Johnson.

The roll was called, a quorum being present, the following Senators answering to their names:

Alderdice.	Faust.
Buchanan of Bell.	Floyd.
Buchanan of Scurry.	Gibson.
Caldwell.	Hertzberg.
Carlock.	Hopkins.
Clark.	Johnston.
Cousins.	McNealus.
Dayton.	Page.
Dean.	Parr.
Dorough.	Rector.
Dudley.	Smith.